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REGISTER

Denny Hoskins Secretary of State

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MISSOURI REGISTER

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Register Filing Deadlines	Register Publication Date	Code Publication Date	Code Effective Date
October 1, 2025	**November 3, 2025**	November 30, 2025	December 30, 2025
October 15, 2025	**November 17, 2025**	November 30, 2025	December 30, 2025
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September 1, 2026	**October 1, 2026**	October 31, 2026	November 30, 2026
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Documents will be accepted for filing on all regular workdays from 8:00 a.m. until 5:00 p.m. We encourage early filings to facilitate the timely publication of the *Missouri Register*. Orders of Rulemaking appearing in the *Missouri Register* will be published in the *Code of State Regulations* and become effective as listed in the chart above. Advance notice of large volume filings will facilitate their timely publication. We reserve the right to change the schedule due to special circumstances. Please check the latest publication to verify that no changes have been made in this schedule. To review the entire year's schedule, please see 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	CSR	Division	Chapter	Rule
3	*Code of*	10-	4	115
Department	*State*	Agency	General area	Specific area
	Regulations	division	regulated	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 22 – MISSOURI CONSOLIDATED HEALTH CARE PLAN
Division 10 – Health Care Plan
Chapter 2 – State Membership

EMERGENCY AMENDMENT

22 CSR 10-2.053 Health Savings Account Plan Benefit Provisions and Covered Charges. The Missouri Consolidated Health Care Plan is amending section (1) and subsection (3)(A).

PURPOSE: This amendment revises deductibles and out-of-pocket maximums.

*EMERGENCY STATEMENT: This emergency amendment must be in place by January 1, 2026, in accordance with the new plan year. Therefore, this emergency amendment is necessary to serve a compelling governmental interest of protecting members (employees, retirees, officers, and their families) enrolled in the Missouri Consolidated Health Care Plan (MCHCP) from the unintended consequences of confusion regarding eligibility or availability of benefits and will allow members to take advantage of opportunities for reduced premiums for more affordable options without which they may forego coverage. Further, it clarifies member eligibility and responsibility for various types of eligible charges, beginning with the first day of coverage for the new plan year. It may also help ensure that inappropriate claims are not made against the state and help protect the MCHCP and its members from being subjected to unexpected and significant financial liability and/or litigation. It is imperative that this amendment be filed as an emergency amendment to maintain the integrity of the current health care plan. This emergency amendment fulfills the compelling governmental interest of offering access to more convenient and affordable medical services to members as one (1) method of protecting the MCHCP trust fund from more costly expenses. This emergency amendment reflects changes made to the plan by the Missouri Consolidated Health Care Plan Board of Trustees. A proposed amendment, which covers the same material, is published in this issue of the **Missouri Register**. This emergency amendment complies with the protections extended by the **Missouri** and **United States Constitutions** and limits its scope to the circumstances creating the emergency. The MCHCP follows procedures best calculated to assure fairness to all interested persons and parties under the circumstances. This emergency amendment was filed November 12, 2025, becomes effective January 1, 2026, and expires June 29, 2026.*

(1) Deductible – per calendar year for network: per individual, one thousand *[six]* **eight** hundred *[fifty]* dollars (*[$1,650]* **$1,800**); family, three thousand *[three]* **six** hundred dollars (*[$3,300]* **$3,600**) and for non-network: per individual, three thousand three hundred dollars ($3,300); family, six thousand six hundred dollars ($6,600).

(3) Out-of-pocket maximum.

(A) The family out-of-pocket maximum applies when two (2) or more family members are covered. The family out-of-pocket maximum must be met before the plan begins to pay one hundred percent (100%) of all covered charges for any covered family member. Out-of-pocket maximums are per calendar year, as follows:

1. Network out-of-pocket maximum for individual – *[four]* **five** thousand *[nine]* **four** hundred *[fifty]* dollars (*[$4,950]* **$5,400**);

2. Network out-of-pocket maximum for family – *[nine]* **ten** thousand *[nine]* **eight** hundred dollars (*[$9,900]* **$10,800**). Any individual family member need only incur a maximum of eight thousand *[seven]* **five** hundred dollars (*[$8,700]* **$8,500**) before the plan begins paying one hundred percent (100%) of covered charges for that individual;

3. Non-network out-of-pocket maximum for individual – nine thousand nine hundred dollars ($9,900); and

4. Non-network out-of-pocket maximum for family – nineteen thousand eight hundred dollars ($19,800).

*AUTHORITY: sections 103.059 and 103.080.3., RSMo 2016. Emergency rule filed Dec. 22, 2008, effective Jan. 1, 2009, expired June 29, 2009. Original rule filed Dec. 22, 2008, effective June 30, 2009. For intervening history, please consult the **Code of State Regulations**. Emergency amendment filed Nov. 12, 2025, effective Jan. 1, 2026, expires June 29, 2026. 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 this emergency is effective.

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

TITLE 22 – MISSOURI CONSOLIDATED HEALTH CARE PLAN
Division 10 – Health Care Plan
Chapter 2 – State Membership

EMERGENCY AMENDMENT

22 CSR 10-2.075 Review and Appeals Procedure. The Missouri Consolidated Health Care Plan is revising subsection (3)(B).

PURPOSE: This amendment revises the mailing address and telephone number for external reviews.

*EMERGENCY STATEMENT: This emergency amendment must be in place by January 1, 2026, in accordance with the new plan year. Therefore, this emergency amendment is necessary to serve a compelling governmental interest of protecting members (employees, retirees, officers, and their families) enrolled in the Missouri Consolidated Health Care Plan (MCHCP) from the unintended consequences of confusion regarding eligibility or availability of benefits and will allow members to take advantage of opportunities for reduced premiums for more affordable options without which they may forego coverage. Further, it clarifies member eligibility and responsibility for various types of eligible charges, beginning with the first day of coverage for the new plan year. It may also help ensure that inappropriate claims are not made against the state and help protect the MCHCP and its members from being subjected to unexpected and significant financial liability and/or litigation. It is imperative that this amendment be filed as an emergency amendment to maintain the integrity of the current health care plan. This emergency amendment fulfills the compelling governmental interest of offering access to more convenient and affordable medical services to members as one (1) method of protecting the MCHCP trust fund from more costly expenses. This emergency amendment reflects changes made to the plan by the Missouri Consolidated Health Care Plan Board of Trustees. A proposed amendment, which covers the same material, is published in this issue of the **Missouri Register**. This emergency amendment complies with the protections extended by the **Missouri** and **United States Constitutions** and limits its scope to the circumstances creating the emergency. The MCHCP follows procedures best calculated to assure fairness to all interested persons and parties under the circumstances. This emergency amendment was filed November 12, 2025, becomes effective January 1, 2026, and expires June 29, 2026.*

(3) Appeal Process for Medical and Pharmacy Determinations for PPO 750 Plan, PPO 1250 Plan, and Health Savings Account (HSA) Plan Members.

(B) Internal Appeals.

1. Eligibility, termination for failure to pay, or rescission. Adverse benefit determinations denying or terminating an individual's coverage under the plan based on a determination of the individual's eligibility to participate in the plan or the failure to pay premiums, or any rescission of coverage based on fraud or intentional misrepresentation of a member or authorized representative of a member are appealable exclusively to the Missouri Consolidated Health Care Plan (MCHCP) Board of Trustees (board).

A. The internal review process for appeals relating to eligibility, termination for failure to pay, or rescission shall consist of one (1) level of review by the board.

B. Adverse benefit determination appeals to the board must identify the eligibility, termination, or rescission decision being appealed and the reason the claimant believes the MCHCP staff decision should be overturned. The member should include with his/her appeal any information or documentation to support his/her appeal request.

C. The appeal will be reviewed by the board in a meeting closed pursuant to section 610.021, RSMo, and the appeal will be responded to in writing to the claimant within sixty (60) days from the date the board received the written appeal.

D. Determinations made by the board constitute final internal adverse benefit determinations and are not eligible for external review except as specifically provided in 22 CSR 10-2.075(4)(A)4.

2. Medical and pharmacy services. Members may request internal review of any adverse benefit determination relating to urgent care, pre-service claims, and post-service claims made by the plan's medical and pharmacy vendors.

A. Appeals of adverse benefit determinations shall be submitted in writing to the vendor that issued the original determination giving rise to the appeal at the applicable address set forth in this rule.

B. The internal review process for adverse benefit determinations relating to medical services consists of two (2) levels of internal review provided by the medical vendor that issued the adverse benefit determination.

(I) First level appeals must identify the decision being appealed and the reason the member believes the original claim decision should be overturned. The member should include with his/her appeal any additional information or documentation to support the reason the original claim decision should be overturned.

(II) First level appeals will be reviewed by the vendor by someone who was not involved in the original decision and will consult with a qualified medical professional if a medical judgment is involved. First level medical appeals will be decided within twenty (20) business days from the date the vendor received the first level appeal request.

(a) If, because of reasons beyond the vendor's control, more time is needed to review the appeal, the vendor may extend the time period up to an additional thirty (30) days. The vendor must notify the member prior to the expiration of the first twenty- (20-) day period, explain the reason for the delay, and request any additional information. If more information is requested, the member has at least forty-five (45) days to provide the information to the vendor. The vendor then must decide the claim no later than thirty (30) days after the additional information is supplied or after the period of time allowed to supply it ends, whichever is first. Written confirmation of the decision will be sent by the vendor within fifteen (15) business days.

(III) An expedited appeal of an adverse benefit determination may be requested when a decision is related to a pre-service claim for urgent care. Expedited appeals will be reviewed by the vendor by someone who was not involved in the original decision and will consult with a qualified medical professional if a medical judgment is involved. Expedited appeals will be responded to within seventy-two (72) hours after receiving a request for an expedited review with written confirmation of the decision to the member within three (3) business days of providing notification of the determination.

(IV) Second level appeals must be submitted in writing within sixty (60) days of the date of the first level appeal decision letter that upholds the original adverse benefit determination. Second level appeals should include any additional information or documentation to support the reason the member believes the first level appeal decision should be overturned. Second level appeals will be reviewed by

the vendor by someone who was not involved in the original decision or first level appeal and will include consultation with a qualified medical professional if a medical judgment is involved. Second level medical appeals will be decided within twenty (20) days from the date the vendor received the second level appeal request.

(a) If, because of reasons beyond the vendor's control, more time is needed to review the appeal, the vendor may extend the time period up to an additional thirty (30) days. The vendor must notify the member prior to the expiration of the first twenty- (20-) day period, explain the reason for the delay, and request any additional information. If more information is requested, the member has at least forty-five (45) days to provide the information to the vendor. The vendor then must decide the claim no later than thirty (30) days after the additional information is supplied or after the period of time allowed to supply it ends, whichever is first. Written confirmation of the decision will be sent by the vendor within fifteen (15) business days.

(V) For members with medical coverage through Anthem –

(a) First and second level pre-service, first and second level post-service, and concurrent claim appeals must be submitted in writing to –

Anthem Blue Cross and Blue Shield
Attn: Grievance Department
PO Box 105568
Atlanta, Georgia 30348-5568
or by fax to (800) 859-3046

(b) Expedited appeals may be submitted by calling (844) 516-0248 or by submitting a written fax to (800) 368-3238.

C. The internal review process for adverse benefit determinations relating to pharmacy and the Pharmacy Lock-In Program consists of one (1) level of internal review provided by the pharmacy vendor.

(I) Pharmacy appeals. Pharmacy appeals and Pharmacy Lock-In Program appeals must identify the matter being appealed and should include the member's (and dependent's, if applicable) name, the date the member attempted to fill the prescription, the prescribing physician's name, the drug name and quantity, the cost of the prescription, if applicable, and any applicable reason(s) relevant to the appeal including the reason(s) the member believes the claim should be paid, the reason(s) the member believes s/he should not be included in the Pharmacy Lock-In Program, and any other written documentation to support the member's belief that the original decision should be overturned.

(II) All pharmacy appeals must be submitted in writing to –

Express Scripts
Attn: Clinical Appeals Department
PO Box 66588
St. Louis, MO 63116-6588
or by fax to (877) 852-4070

(III) All Pharmacy Lock-In Program appeals must be submitted in writing to –

Express Scripts
Drug Utilization Review Program
Mail Stop HQ3W03
One Express Way
St. Louis, MO 63121

(IV) Pharmacy appeals will be reviewed by someone who was not involved in the original decision and the reviewer will consult with a qualified medical professional if a medical judgment is involved. Pharmacy appeals will be responded to in writing to the member within sixty (60) days for post-service claims and thirty (30) days for pre-service claims from the date the vendor received the appeal request.

(V) The Pharmacy Benefit Manager will respond to Pharmacy Lock-In Program appeals in writing to the member within thirty (30) days from the date the Pharmacy Benefit Manager received the appeal request.

D. Members may seek external review only after they have exhausted all applicable levels of internal review or received a final internal adverse benefit determination.

(I) A claimant or authorized representative may file a written request for an external review within four (4) months after the date of receipt of a final internal adverse benefit determination.

(II) The claimant can submit an external review request in writing to –

MAXIMUS Federal Services
[Federal External Review Process (FERP)] **State Appeals East**
3750 Monroe Ave., Suite 70***[5]*8**
Pittsford, NY 14534
or by fax to (888) 866-6190
or to request a review online at
externalappeal.cms.gov

(III) The claimant may call the toll-free number *[(888) 866-6205]* **(888) 975-1080** with any questions or concerns during the external review process and can submit additional written comments to the external reviewer at the mailing address above.

(IV) The external review decision will be made as expeditiously as possible and within forty-five (45) days after receipt of the request for the external review.

(V) A claimant may make a written or oral request for an expedited external review if the adverse benefit determination involves a medical condition of the claimant for which the time frame for completion of a standard external review would seriously jeopardize the life or health of the claimant; or would jeopardize the claimant's ability to regain maximum function; or if the final internal adverse benefit determination involves an admission, availability of care, continued stay, or health care item or service for which the claimant received services, but has not been discharged from a facility.

3. For all internal appeals of adverse benefit determinations, the plan or the vendor reviewing the appeal will provide the member, free of charge, with any new or additional evidence or rationale considered, relied upon, or generated by the plan or the vendor in connection with reviewing the claim or the appeal and will give the member an opportunity to respond to such new evidence or rationale before issuing a final internal adverse determination.

AUTHORITY: section 103.059, RSMo 2016. Emergency rule filed Dec. 21, 1994, effective Jan. 1, 1995, expired April 30, 1995. Emergency rule filed April 13, 1995, effective May 1, 1995, expired Aug. 28, 1995. Original rule filed Dec. 21, 1994, effective June 30, 1995. For intervening history, please consult the ***Code of State Regulations****. Emergency amendment filed Nov. 12, 2025, effective Jan. 1, 2026, expires June 29, 2026. 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 this emergency is effective.

TITLE 22 – MISSOURI CONSOLIDATED HEALTH CARE PLAN
Division 10 – Health Care Plan
Chapter 2 – State Membership

EMERGENCY AMENDMENT

22 CSR 10-2.089 Pharmacy Employer Group Waiver Plan for Medicare Primary Members. The Missouri Consolidated Health Care Plan is amending subsection (1)(F).

PURPOSE: This amendment revises Medicare Part D coverage stage amounts.

*EMERGENCY STATEMENT: This emergency amendment must be in place by January 1, 2026, in accordance with the new plan year. Therefore, this emergency amendment is necessary to serve a compelling governmental interest of protecting members (employees, retirees, officers, and their families) enrolled in the Missouri Consolidated Health Care Plan (MCHCP) from the unintended consequences of confusion regarding eligibility or availability of benefits and will allow members to take advantage of opportunities for reduced premiums for more affordable options without which they may forego coverage. Further, it clarifies member eligibility and responsibility for various types of eligible charges, beginning with the first day of coverage for the new plan year. It may also help ensure that inappropriate claims are not made against the state and help protect the MCHCP and its members from being subjected to unexpected and significant financial liability and/or litigation. It is imperative that this amendment be filed as an emergency amendment to maintain the integrity of the current health care plan. This emergency amendment fulfills the compelling governmental interest of offering access to more convenient and affordable medical services to members as one (1) method of protecting the MCHCP trust fund from more costly expenses. This emergency amendment reflects changes made to the plan by the Missouri Consolidated Health Care Plan Board of Trustees. A proposed amendment, which covers the same material, is published in this issue of the **Missouri Register**. This emergency amendment complies with the protections extended by the **Missouri** and **United States Constitutions** and limits its scope to the circumstances creating the emergency. The MCHCP follows procedures best calculated to assure fairness to all interested persons and parties under the circumstances. This emergency amendment was filed November 12, 2025, becomes effective January 1, 2026, and expires June 29, 2026.*

(1) The pharmacy benefit for Medicare primary non-active members is provided through a Pharmacy Employer Group Waiver Plan (EGWP) as regulated by the Centers for Medicare & Medicaid Services hereinafter referred to as the Medicare Prescription Drug Plan.

(F) The Medicare Prescription Drug Plan is comprised of a Medicare Part D prescription drug plan contracted by MCHCP and some non-Part D medications that are not normally covered by a Medicare Part D prescription drug plan. The requirements for the Medicare Part D prescription drug plan are as follows:

1. The Centers for Medicare & Medicaid Services regulates the Medicare Part D prescription drug program. The Medicare Prescription Drug Plan abides by those regulations;

2. Initial coverage stage. Until a member's total yearly Part D prescription drug costs reach two thousand **one hundred** dollars (*[$2,000]* **$2,100**), the member will pay the following copayments:

A. Preferred formulary generic drugs: thirty-one- (31-) day supply has a ten dollar ($10) copayment; sixty- (60-) day supply has a twenty dollar ($20) copayment; ninety- (90-) day supply at retail has a thirty dollar ($30) copayment; and a ninety- (90-) day supply through home delivery has a twenty-five dollar ($25) copayment;

B. Preferred formulary brand drugs: thirty-one- (31) day supply has a forty dollar ($40) copayment; sixty- (60-) day supply has an eighty dollar ($80) copayment; ninety- (90) day supply at retail has a one hundred twenty dollar ($120) copayment; and a ninety- (90-) day supply through home delivery has a one hundred dollar ($100) copayment; and

C. Non-preferred formulary drugs and approved excluded drugs: thirty-one- (31-) day supply has a one hundred dollar ($100) copayment; sixty- (60-) day supply has a two hundred dollar ($200) copayment; ninety- (90-) day supply at retail has a three hundred dollar ($300) copayment; and a ninety- (90-) day supply through home delivery has a two hundred fifty dollar ($250) copayment;

3. Catastrophic coverage stage. After a member's total yearly out-of-pocket Part D prescription drug costs reach two thousand **one hundred** dollars (*[$2,000]* **$2,100**), the member will pay zero dollars ($0); and

4. Amounts paid by the member or the plan for non-Part D prescription drugs will not count toward total Part D prescription drug costs or total Part D prescription drug out-of-pocket costs.

*AUTHORITY: section 103.059, RSMo 2016. Emergency rule filed Oct. 30, 2013, effective Jan. 1, 2014, expired June 29, 2014. Original rule filed Oct. 30, 2013, effective June 30, 2014. For intervening history, please consult the **Code of State Regulations**. Emergency amendment filed Nov. 12, 2025, effective Jan. 1, 2026, expires June 29, 2026. 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 aggregate in the time this emergency is in effect.

TITLE 22 – MISSOURI CONSOLIDATED HEALTH CARE PLAN
Division 10 – Health Care Plan
Chapter 2 – State Membership

EMERGENCY AMENDMENT

22 CSR 10-2.090 Pharmacy Benefit Summary. The Missouri Consolidated Health Care Plan is amending subsection (1)(A).

PURPOSE: This amendment revises PPO 750 Plan and PPO 1250 Plan copayment amounts.

EMERGENCY STATEMENT: This emergency amendment must

be in place by January 1, 2026, in accordance with the new plan year. Therefore, this emergency amendment is necessary to serve a compelling governmental interest of protecting members (employees, retirees, officers, and their families) enrolled in the Missouri Consolidated Health Care Plan (MCHCP) from the unintended consequences of confusion regarding eligibility or availability of benefits and will allow members to take advantage of opportunities for reduced premiums for more affordable options without which they may forego coverage. Further, it clarifies member eligibility and responsibility for various types of eligible charges, beginning with the first day of coverage for the new plan year. It may also help ensure that inappropriate claims are not made against the state and help protect the MCHCP and its members from being subjected to unexpected and significant financial liability and/or litigation. It is imperative that this amendment be filed as an emergency amendment to maintain the integrity of the current health care plan. This emergency amendment fulfills the compelling governmental interest of offering access to more convenient and affordable medical services to members as one (1) method of protecting the MCHCP trust fund from more costly expenses. This emergency amendment reflects changes made to the plan by the Missouri Consolidated Health Care Plan Board of Trustees. A proposed amendment, which covers the same material, is published in this issue of the ***Missouri Register****. This emergency amendment complies with the protections extended by the* ***Missouri*** *and* ***United States Constitutions*** *and limits its scope to the circumstances creating the emergency. The MCHCP follows procedures best calculated to assure fairness to all interested persons and parties under the circumstances. This emergency amendment was filed November 12, 2025, becomes effective January 1, 2026, and expires June 29, 2026.*

(1) The pharmacy benefit provides coverage for prescription drugs. Vitamin and nutrient coverage is limited to prenatal agents, therapeutic agents for specific deficiencies and conditions, and hematopoietic agents as prescribed by a provider to non-Medicare primary members.

(A) PPO 750 Plan and PPO 1250 Plan.

1. Network:

A. Preferred formulary generic drug copayment: *[ten]* **fifteen** dollars (*[$10]* **$15**) for up to a thirty-one- (31-) day supply; *[twenty]* **thirty** dollars (*[$20]* **$30**) for up to a sixty- (60-) day supply; and *[thirty]* **forty-five** dollars (*[$30]* **$45**) for up to a ninety- (90-) day supply for a generic drug on the formulary;

B. Preferred formulary brand drug copayment: *[forty]* **fifty** dollars (*[$40]* **$50**) for up to a thirty-one- (31-) day supply; *[eighty]* **one hundred** dollars (*[$80]* **$100**) for up to a sixty- (60-) day supply; and one hundred *[twenty]* **fifty** dollars (*[$120]* **$150**) for up to a ninety- (90-) day supply for a brand drug on the formulary;

C. Non-preferred formulary drug and approved excluded drug copayment: one hundred **twenty** dollars (*[$100]* **$120**) for up to a thirty-one- (31-) day supply; two hundred **forty** dollars (*[$200]* **$240**) for up to a sixty- (60-) day supply; and three hundred **sixty** dollars (*[$300]* **$360**) for up to a ninety- (90-) day supply for a drug not on the formulary;

D. Specialty drug copayment: *[seventy-five]* **one hundred** dollars (*[$75]* **$100**) for up to a thirty-one- (31-) day supply for a specialty drug on the formulary;

E. Diabetic drug (as designated as such by the PBM) copayment: fifty percent (50%) of the applicable network copayment;

F. Ninety- (90-) day supply of prescriptions may be filled through the pharmacy benefit manager's (PBM's) home delivery program or at select retail pharmacies, as designated by the PBM;

G. Home delivery programs.

(I) Maintenance prescriptions may be filled through the PBM's home delivery program.

(II) Specialty drugs are covered only through the specialty home delivery network for up to a thirty-one- (31-) day supply unless the PBM has determined that the specialty drug is eligible for up to a ninety- (90-) day supply. All specialty prescriptions must be filled through the PBM's specialty pharmacy, unless the prescription is identified by the PBM as emergent. The first fill of a specialty prescription identified to be emergent, may be filled through a retail pharmacy.

(a) Specialty split-fill program—The specialty split-fill program applies to select specialty drugs as determined by the PBM. For the first three (3) months, members will be shipped a fifteen- (15-) day supply and charged a prorated copayment. If the member is able to continue with the medication, the remaining supply will be shipped and the member will be charged the remaining portion of the copayment. Starting with the fourth month, an up to thirty-one- (31-) day supply will be shipped if the member continues on treatment.

(III) Prescriptions filled through home delivery programs have the following copayments:

(a) Preferred formulary generic drug copayments: *[ten]* **fifteen** dollars (*[$10]* **$15**) for up to a thirty-one- (31-) day supply; *[twenty]* **thirty** dollars (*[$20]* **$30**) for up to a sixty- (60) day supply; and *[twenty-five]* **thirty-seven** dollars **and fifty cents** (*[$25]* **$37.50**) for up to a ninety- (90-) day supply for a generic drug on the formulary;

(b) Preferred formulary brand drug copayments: *[forty]* **fifty** dollars (*[$40]* **$50**) for up to a thirty-one- (31-) day supply; *[eighty]* **one hundred** dollars (*[$80]* **$100**) for up to a sixty- (60-) day supply; and one hundred **twenty-five** dollars (*[$100]* **$125**) for up to a ninety- (90-) day supply for a brand drug on the formulary;

(c) Non-preferred formulary drug and approved excluded drug copayments: one hundred **twenty** dollars (*[$100]* **$120**) for up to a thirty-one- (31-) day supply; two hundred **forty** dollars (*[$200]* **$240**) for up to a sixty- (60-) day supply; and *[two]* **three** hundred *[fifty]* dollars (*[$250]* **$300**) for up to a ninety- (90-) day supply for a drug not on the formulary;

(d) Specialty drug copayment: *[seventy-five]* **one hundred** dollars (*[$75]* **$100**) for up to a thirty-one- (31-) day supply; *[one]* **two** hundred *[fifty]* **dollars** (*[$150]* **$200**) for up to sixty (60-) day supply; and *[two]* **three** hundred *[twenty-five]* **dollars** (*[$225]* **$300**) for up to ninety- (90-) day supply for a specialty drug on the formulary;

H. Diabetic drug (as designated as such by the PBM) copayment: fifty percent (50%) of the applicable network copayment;

I. Only one (1) copayment is charged if a combination of different manufactured dosage amounts must be dispensed in order to fill a prescribed single dosage amount;

J. The copayment for a compound drug is based on the primary drug in the compound. The primary drug in a compound is the most expensive prescription drug in the mix. If any ingredient in the compound is excluded by the plan, the compound will be denied;

K. If the copayment amount is more than the cost of the drug, the member is only responsible for the cost of the drug;

L. If the physician allows for generic substitution and the member chooses a brand-name drug, the member is responsible for the generic copayment and the cost difference between the brand-name and generic drug which shall not apply to the out-of-pocket maximum;

M. Preferred select brand drugs, as determined by the

PBM,*[: ten dollars ($10) for up to a thirty-one- (31-) day supply; twenty dollars ($20) for up to a sixty- (60-) day supply; and twenty-five dollars ($25) for up to a ninety- (90-) day supply]* **shall pay the applicable generic copayment**; and

N. Prescription drugs and prescribed over-the-counter drugs as recommended by the U.S. Preventive Services Task Force (categories A and B) and, for women, by the Health Resources and Services Administration are covered at one hundred percent (100%) when filled at a network pharmacy. The following are also covered at one hundred percent (100%) when filled at a network pharmacy:

(I) Vaccine recommended by the Advisory Committee on Immunization Practices of the Centers for Disease Control and Prevention;

(II) Prescribed preferred diabetic test strips and lancets; and

(III) One (1) preferred glucometer.

2. Non-network: If a member chooses to use a non-network pharmacy for non-specialty prescriptions, s/he will be required to pay the full cost of the prescription and then file a claim with the PBM. The PBM will reimburse the cost of the drug based on the network discounted amount as determined by the PBM, less the applicable network copayment.

3. Out-of-pocket maximum.

A. Network and non-network out-of-pocket maximums are separate.

B. The family out-of-pocket maximum is an aggregate of applicable charges received by all covered family members of the plan. Any combination of covered family member applicable charges may be used to meet the family out-of-pocket maximum. Applicable charges received by one (1) family member may only meet the individual out-of-pocket maximum amount.

C. Network individual – four thousand one hundred fifty dollars ($4,150).

D. Network family – eight thousand three hundred dollars ($8,300).

E. Non-network – no maximum.

AUTHORITY: section 103.059, RSMo 2016. Emergency rule filed Dec. 22, 2005, effective Jan. 1, 2006, expired June 29, 2006. Original rule filed Dec. 22, 2005, effective June 30, 2006. For intervening history, please consult the ***Code of State Regulations****. Emergency amendment filed Nov. 12, 2025, effective Jan. 1, 2026, expires June 29, 2026. 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 this emergency is effective.

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

TITLE 22 – MISSOURI CONSOLIDATED HEALTH CARE PLAN
Division 10 – Health Care Plan
Chapter 3 – Public Entity Membership

EMERGENCY AMENDMENT

22 CSR 10-3.055 Health Savings Account Plan Benefit Provisions and Covered Charges. The Missouri Consolidated Health Care Plan is revising section (1) and subsection (3)(A).

PURPOSE: This amendment revises deductibles and out-of-pocket maximums.

EMERGENCY STATEMENT: This emergency amendment must be in place by January 1, 2026, in accordance with the new plan year. Therefore, this emergency amendment is necessary to serve a compelling governmental interest of protecting members (employees, retirees, officers, and their families) enrolled in the Missouri Consolidated Health Care Plan (MCHCP) from the unintended consequences of confusion regarding eligibility or availability of benefits and will allow members to take advantage of opportunities for reduced premiums for more affordable options without which they may forego coverage. Further, it clarifies member eligibility and responsibility for various types of eligible charges, beginning with the first day of coverage for the new plan year. It may also help ensure that inappropriate claims are not made against the state and help protect the MCHCP and its members from being subjected to unexpected and significant financial liability and/or litigation. It is imperative that this amendment be filed as an emergency amendment to maintain the integrity of the current health care plan. This emergency amendment fulfills the compelling governmental interest of offering access to more convenient and affordable medical services to members as one (1) method of protecting the MCHCP trust fund from more costly expenses. This emergency amendment reflects changes made to the plan by the Missouri Consolidated Health Care Plan Board of Trustees. A proposed amendment, which covers the same material, is published in this issue of the ***Missouri Register****. This emergency amendment complies with the protections extended by the* ***Missouri*** *and* ***United States Constitutions*** *and limits its scope to the circumstances creating the emergency. The MCHCP follows procedures best calculated to assure fairness to all interested persons and parties under the circumstances. This emergency amendment was filed November 12, 2025, becomes effective January 1, 2026, and expires June 29, 2026.*

(1) Deductible – per calendar year for network: per individual, one thousand *[six]* **eight** hundred *[fifty]* dollars (*[$1,650]* **$1,650**); family, three thousand *[three]* **six** hundred dollars (*[$3,300]* **$3,600**) and for non-network: per individual, three thousand three hundred dollars ($3,300); family, six thousand six hundred dollars ($6,600).

(3) Out-of-pocket maximum.

(A) The family out-of-pocket maximum applies when two (2) or more family members are covered. The family out-of-pocket maximum must be met before the plan begins to pay one hundred percent (100%) of all covered charges for any covered family member. Out-of-pocket maximums are per calendar year, as follows:

1. Network out-of-pocket maximum for individual – *[four]* **five** thousand *[nine]* **four** hundred *[fifty]* dollars (*[$4,950]* **$5,400**);

2. Network out-of-pocket maximum for family – *[nine]* **ten** thousand *[nine]* **eight** hundred dollars (*[$9,900]* **$10,800**). Any individual family member need only incur a maximum of eight thousand *[seven]* **five** hundred dollars (*[$8,700]* **$8,500**) before the plan begins paying one hundred percent (100%) of covered charges for that individual;

3. Non-network out-of-pocket maximum for individual – nine thousand nine hundred dollars ($9,900); and

4. Non-network out-of-pocket maximum for family – nineteen thousand eight hundred dollars ($19,800).

AUTHORITY: sections 103.059 and 103.080.3., RSMo 2016. Emergency rule filed Dec. 22, 2009, effective Jan. 1, 2010, expired June 29, 2010. Original rule filed Jan. 4, 2010, effective June 30, 2010. For intervening history, please consult the ***Code of State Regulations****. Emergency amendment filed Nov. 12, 2025, effective Jan. 1, 2026, expires June 29, 2026. 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.

TITLE 22 – MISSOURI CONSOLIDATED HEALTH CARE PLAN

Division 10 – Health Care Plan

Chapter 3 – Public Entity Membership

EMERGENCY AMENDMENT

22 CSR 10-3.075 Review and Appeals Procedure. The Missouri Consolidated Health Care Plan is revising subsection (3)(B).

PURPOSE: This amendment revises the mailing address and telephone number for external reviews.

EMERGENCY STATEMENT: This emergency amendment must be in place by January 1, 2026, in accordance with the new plan year. Therefore, this emergency amendment is necessary to serve a compelling governmental interest of protecting members (employees, retirees, officers, and their families) enrolled in the Missouri Consolidated Health Care Plan (MCHCP) from the unintended consequences of confusion regarding eligibility or availability of benefits and will allow members to take advantage of opportunities for reduced premiums for more affordable options without which they may forego coverage. Further, it clarifies member eligibility and responsibility for various types of eligible charges, beginning with the first day of coverage for the new plan year. It may also help ensure that inappropriate claims are not made against the state and help protect the MCHCP and its members from being subjected to unexpected and significant financial liability and/or litigation. It is imperative that this amendment be filed as an emergency amendment to maintain the integrity of the current health care plan. This emergency amendment fulfills the compelling governmental interest of offering access to more convenient and affordable medical services to members as one (1) method of protecting the MCHCP trust fund from more costly expenses. This emergency amendment reflects changes made to the plan by the Missouri Consolidated Health Care Plan Board of Trustees. A proposed amendment, which covers the same material, is published in this issue of the ***Missouri Register****. This emergency amendment complies with the protections extended by the* ***Missouri*** *and* ***United States Constitutions*** *and limits its scope to the circumstances creating the emergency. The MCHCP follows procedures best calculated to assure fairness to all interested persons and parties under the circumstances. This emergency amendment was filed November 12, 2025, becomes effective January 1, 2026, and expires June 29, 2026.*

(3) Appeal Process for Medical and Pharmacy Determinations.

(B) Internal Appeals.

1. Eligibility, termination for failure to pay, or rescission. Adverse benefit determinations denying or terminating an individual's coverage under the plan based on a determination of the individual's eligibility to participate in the plan or the failure to pay premiums or any rescission of coverage based on fraud or intentional misrepresentation of a member or authorized representative of a member are appealable exclusively to the Missouri Consolidated Health Care Plan (MCHCP) Board of Trustees (board).

A. The internal review process for appeals relating to eligibility, termination for failure to pay, or rescission shall consist of one (1) level of review by the board.

B. Adverse benefit determination appeals to the board must identify the eligibility, termination, or rescission decision being appealed and the reason the claimant believes the MCHCP staff decision should be overturned. The member should include with his/her appeal any information or documentation to support his/her appeal request.

C. The appeal will be reviewed by the board in a meeting closed pursuant to section 610.021, RSMo, and the appeal will be responded to in writing to the claimant within sixty (60) days from the date the board received the written appeal.

D. Determinations made by the board constitute final internal adverse benefit determinations and are not eligible for external review, except as specifically provided in 22 CSR 10-3.075(4)(A)4.

2. Medical and pharmacy services. Members may request internal review of any adverse benefit determination relating to urgent care, pre-service claims, and post-service claims made by the plan's medical and pharmacy vendors.

A. Appeals of adverse benefit determinations shall be submitted in writing to the vendor that issued the original determination giving rise to the appeal at the applicable address set forth in this rule.

B. The internal review process for adverse benefit determinations relating to medical services consists of two (2) levels of internal review provided by the medical vendor that issued the adverse benefit determination.

(I) First level appeals must identify the decision being appealed and the reason the member believes the original claim decision should be overturned. The member should include with his/her appeal any additional information or documentation to support the reason the original claim decision should be overturned.

(II) First level appeals will be reviewed by the vendor by someone who was not involved in the original decision and will consult with a qualified medical professional if a medical judgment is involved. First level medical appeals will be decided within twenty (20) business days from the date the vendor received the first level appeal request.

(a) If, because of reasons beyond the vendor's control, more time is needed to review the appeal, the vendor may extend the time period up to an additional thirty (30) days. The vendor must notify the member prior to the expiration of the first twenty- (20-) day period, explain the reason for the delay, and request any additional information. If more information is requested, the member has at least forty-five (45) days to provide the information to the vendor. The vendor then must decide the claim no later than thirty (30) days after the additional information is supplied or after the period of time allowed to supply it ends, whichever is first. Written confirmation of the decision will be sent by the vendor within fifteen (15) business days.

(III) An expedited appeal of an adverse benefit

determination may be requested when a decision is related to a pre-service claim for urgent care. Expedited appeals will be reviewed by the vendor by someone who was not involved in the original decision and will consult with a qualified medical professional if a medical judgment is involved. Expedited appeals will be responded to within seventy-two (72) hours after receiving a request for an expedited review with written confirmation of the decision to the member within three (3) business days of providing notification of the determination.

(IV) Second level appeals must be submitted in writing within sixty (60) days of the date of the first level appeal decision letter that upholds the original adverse benefit determination. Second level appeals should include any additional information or documentation to support the reason the member believes the first level appeal decision should be overturned. Second level appeals will be reviewed by the vendor by someone who was not involved in the original decision or first level appeal and will include consultation with a qualified medical professional if a medical judgment is involved. Second level medical appeals will be decided within twenty (20) days for post-service claims and within fifteen (15) days for pre-service claims from the date the vendor received the second level appeal request.

(a) If, because of reasons beyond the vendor's control, more time is needed to review the appeal, the vendor may extend the time period up to an additional thirty (30) days. The vendor must notify the member prior to the expiration of the first twenty- (20-) day period, explain the reason for the delay, and request any additional information. If more information is requested, the member has at least forty-five (45) days to provide the information to the vendor. The vendor then must decide the claim no later than thirty (30) days after the additional information is supplied or after the period of time allowed to supply it ends, whichever is first. Written confirmation of the decision will be sent by the vendor within fifteen (15) business days.

(V) For members with medical coverage through Anthem –

(a) First and second level pre-service, first and second level post-service, and concurrent claim appeals must be submitted in writing to –

Anthem Blue Cross and Blue Shield
Attn: Grievance Department
PO Box 105568
Atlanta, Georgia 30348-5568
or by fax to (888) 859-3046

(b) Expedited appeals may be submitted by calling (844) 516-0248 or by submitting a written fax to (800) 368-3238.

C. The internal review process for adverse benefit determinations relating to pharmacy and the Pharmacy Lock-In Program consists of one (1) level of internal review provided by the pharmacy vendor.

(I) Pharmacy appeals. Pharmacy appeals and Pharmacy Lock-In Program appeals must identify the matter being appealed and should include the member's (and dependent's, if applicable) name, the date the member attempted to fill the prescription, the prescribing physician's name, the drug name and quantity, the cost of the prescription, if applicable, and any applicable reason(s) relevant to the appeal including the reason(s) the member believes the claim should be paid, the reason(s) the member believes s/he should not be included in the Pharmacy Lock-In Program, and any other written documentation to support the member's belief that the original decision should be overturned.

(II) All pharmacy appeals must be submitted in writing to –

Express Scripts
Attn: Clinical Appeals Department
PO Box 66588
St. Louis, MO 63116-6588
or by fax to (877) 852-4070

(III) All Pharmacy Lock-In Program appeals must be submitted in writing to –

Express Scripts
Drug Utilization Review Program
Mail Stop HQ3W03
One Express Way
St. Louis, MO 63121

(IV) Pharmacy appeals will be reviewed by someone who was not involved in the original decision and the reviewer will consult with a qualified medical professional if a medical judgment is involved. Pharmacy appeals will be responded to in writing to the member within sixty (60) days for post-service claims and thirty (30) days for pre-service claims from the date the vendor received the appeal request.

(V) The Pharmacy Benefit Manager will respond to Pharmacy Lock-In Program appeals in writing to the member within thirty (30) days from the date the Pharmacy Benefit Manager received the appeal request.

D. Members may seek external review only after they have exhausted all applicable levels of internal review or received a final internal adverse benefit determination.

(I) A claimant or authorized representative may file a written request for an external review within four (4) months after the date of receipt of a final internal adverse benefit determination.

(II) The claimant can submit an external review request in writing to –

MAXIMUS Federal Services
[Federal External Review Process (FERP)] **State Appeals East**
3750 Monroe Ave., Suite 70*[5]***8**
Pittsford, NY 14534
or by fax to (888) 866-6190
or to request a review online at
externalappeal.cms.gov

(III) The claimant may call the toll-free number *[(888) 866-6205]* **(888) 975-1080** with any questions or concerns during the external review process and can submit additional written comments to the external reviewer at the mailing address above.

(IV) The external review decision will be made as expeditiously as possible and within forty-five (45) days after receipt of the request for the external review.

(V) A claimant may make a written or oral request for an expedited external review if the adverse benefit determination involves a medical condition of the claimant for which the time frame for completion of a standard external review would seriously jeopardize the life or health of the claimant; or would jeopardize the claimant's ability to regain maximum function; or if the final internal adverse benefit determination involves an admission, availability of care, continued stay, or health care item or service for which the claimant received services, but has not been discharged from a facility.

3. For all internal appeals of adverse benefit determinations, the plan or the vendor reviewing the appeal will provide the member, free of charge, with any new or additional evidence or rationale considered, relied upon, or generated by the plan or the vendor in connection with

reviewing the claim or the appeal and will give the member an opportunity to respond to such new evidence or rationale before issuing a final internal adverse determination.

AUTHORITY: section 103.059, RSMo 2016. Emergency rule filed Dec. 20, 2004, effective Jan. 1, 2005, expired June 29, 2005. Original rule filed Dec. 20, 2004, effective June 30, 2005. For intervening history, please consult the ***Code of State Regulations****. Emergency amendment filed Nov. 12, 2025, effective Jan. 1, 2026, expires June 29, 2026. 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 proposed amendment will not cost private entities more than five hundred dollars ($500) in the time the emergency is effective.

TITLE 22 – MISSOURI CONSOLIDATED HEALTH CARE PLAN
Division 10 – Health Care Plan
Chapter 3 – Public Entity Membership

EMERGENCY AMENDMENT

22 CSR 10-3.090 Pharmacy Benefit Summary The Missouri Consolidated Health Care Plan is amending subsection (1)(A).

PURPOSE: This amendment revises PPO 750 Plan and PPO 1250 Plan copayment amounts.

EMERGENCY STATEMENT: This emergency amendment must be in place by January 1, 2026, in accordance with the new plan year. Therefore, this emergency amendment is necessary to serve a compelling governmental interest of protecting members (employees, retirees, officers, and their families) enrolled in the Missouri Consolidated Health Care Plan (MCHCP) from the unintended consequences of confusion regarding eligibility or availability of benefits and will allow members to take advantage of opportunities for reduced premiums for more affordable options without which they may forego coverage. Further, it clarifies member eligibility and responsibility for various types of eligible charges, beginning with the first day of coverage for the new plan year. It may also help ensure that inappropriate claims are not made against the state and help protect the MCHCP and its members from being subjected to unexpected and significant financial liability and/or litigation. It is imperative that this amendment be filed as an emergency amendment to maintain the integrity of the current health care plan. This emergency amendment fulfills the compelling governmental interest of offering access to more convenient and affordable medical services to members as one (1) method of protecting the MCHCP trust fund from more costly expenses. This emergency amendment reflects changes made to the plan by the Missouri Consolidated Health Care Plan Board of Trustees. A proposed amendment, which covers the same material, is published in this issue of the ***Missouri Register****. This emergency amendment complies with the protections extended by the* ***Missouri*** *and* ***United States Constitutions*** *and limits its scope to the circumstances creating the emergency. The MCHCP follows procedures best calculated to assure fairness to all interested persons and parties under the circumstances. This emergency amendment was filed November 12, 2025, becomes effective January 1, 2026, and expires June 29, 2026.*

(1) The pharmacy benefit provides coverage for prescription drugs. Vitamin and nutrient coverage is limited to prenatal agents, therapeutic agents for specific deficiencies and conditions, and hematopoietic agents as prescribed by a provider.

(A) PPO 750 Plan and PPO 1250 Plan Prescription Drug Coverage.

1. Network.

A. Preferred formulary generic drug copayment: *[ten]* **fifteen** dollars (*[$10]* **$15**) for up to a thirty-one- (31-) day supply; *[twenty]* **thirty** dollars (*[$20]* **$30**) for up to a sixty- (60-) day supply; and *[thirty]* **forty-five** dollars (*[$30]* **$45**) for up to a ninety- (90-) day supply for a generic drug on the formulary*[; formulary generic birth control and tobacco cessation prescriptions covered at one hundred percent (100%)]*.

B. Preferred formulary brand drug copayment: *[forty]* **fifty** dollars (*[$40]* **$50**) for up to a thirty-one- (31-) day supply; *[eighty]* **one hundred** dollars (*[$80]* **$100**) for up to a sixty- (60-) day supply; and one hundred *[twenty]* **fifty** dollars (*[$120]* **$150**) for up to a ninety- (90-) day supply for a brand drug on the formulary*[; formulary brand birth control and tobacco cessation prescriptions covered at one hundred percent (100%)]*.

C. Non-preferred formulary drug and approved excluded drug copayment: one hundred **twenty** dollars (*[$100]* **$120**) for up to a thirty-one- (31-) day supply; two hundred **forty** dollars (*[$200]* **$240**) for up to a sixty- (60-) day supply; and three hundred **sixty** dollars (*[$300]* **$360**) for up to a ninety- (90-) day supply for a drug not on the formulary.

D. Specialty drug *[(as designated as such by the PBM)]* copayment: *[seventy-five]* **one hundred** dollars (*[$75]* **$100**) for up to a thirty-one- (31-) day supply for a specialty drug on the formulary.

E. Diabetic drug (as designated as such by the PBM) copayment: fifty percent (50%) of the applicable network copayment.

F. Ninety- (90-) day supply of prescriptions may be filled through the pharmacy benefit manager's (PBM's) home delivery program or at select retail pharmacies, as designated by the PBM;

G. Home delivery programs.

(I) Maintenance prescriptions may be filled through the PBM's home delivery program.

(II) Specialty drugs are covered only through the specialty home delivery network for up to a thirty-one- (31-) day supply unless the PBM has determined that the specialty drug is eligible for up to a ninety- (90-) day supply. All specialty prescriptions must be filled through the PBM's specialty pharmacy, unless the prescription is identified by the PBM as emergent. The first fill of a specialty prescription may be filled through a retail pharmacy.

(a) Specialty split-fill program – The specialty split-fill program applies to select specialty drugs as determined by the PBM. For the first three (3) months, members will be shipped a fifteen- (15-) day supply with a prorated copayment. If the member is able to continue with the medication, the remaining supply will be shipped with the remaining portion of the copayment. Starting with the fourth month, an up to thirty-one- (31-) day supply will be shipped if the member continues on treatment.

(III) Prescriptions filled through home delivery programs have the following copayments:

(a) Preferred formulary generic drug copayments: *[ten]* **fifteen** dollars (*[$10]* **$15**) for up to a thirty-one- (31-) day

supply; *[twenty]* **thirty** dollars (*[$20]* **$30**) for up to a sixty- (60-) day supply; and *[twenty-five]* **thirty-seven** dollars **and fifty cents** (*[$25]* **$37.50**) for up to a ninety- (90-) day supply for a generic drug on the formulary;

(b) Preferred formulary brand drug copayments: *[forty]* **fifty** dollars (*[$40]* **$50**) for up to a thirty-one- (31-) day supply; *[eighty]* **one hundred** dollars (*[$80]* **$100**) for up to a sixty- (60-) day supply; and one hundred **twenty-five** dollars (*[$100]* **$125**) for up to a ninety- (90-) day supply for a brand drug on the formulary;

(c) Non-preferred formulary drug and approved excluded drug copayments: one hundred **twenty** dollars (*[$100]* **$120**) for up to a thirty-one- (31-) day supply; two hundred **forty** dollars (*[$200]* **$240**) for up to a sixty- (60-) day supply; and *[two]* **three** hundred *[fifty]* dollars (*[$250]* **$300**) for up to a ninety- (90-) day supply for a drug not on the formulary; and

(d) Specialty drug *[(as designated as such by the PBM)]* copayment: *[seventy-five]* **one hundred** dollars (*[$75]* **$100**) for up to a thirty-one- (31-) day supply for a specialty drug on the formulary.

H. Diabetic drug (as designated as such by the PBM) copayment: fifty percent (50%) of the applicable network copayment.

I. Only one (1) copayment is charged if a combination of different manufactured dosage amounts must be dispensed in order to fill a prescribed single dosage amount.

J. The copayment for a compound drug is based on the primary drug in the compound. The primary drug in a compound is the most expensive prescription drug in the mix. If any ingredient in the compound is excluded by the plan, the compound will be denied.

K. If the copayment amount is more than the cost of the drug, the member is only responsible for the cost of the drug.

L. If the physician allows for generic substitution and the member chooses a brand-name drug, the member is responsible for the generic copayment and the cost difference between the brand-name and generic drug which shall not apply to the out-of-pocket maximum.

M. Preferred select brand drugs, as determined by the PBM**,***[: ten dollars ($10) for up to a thirty-one- (31-) day supply; twenty dollars ($20) for up to a sixty- (60-) day supply; and twenty-five dollars ($25) for up to a ninety- (90-) day supply]* **shall pay the applicable generic copayment**.

N. Prescription drugs and prescribed over-the-counter drugs as recommended by the U.S. Preventive Services Task Force (categories A and B) and, for women, by the Health Resources and Services Administration are covered at one hundred percent (100%) when filled at a network pharmacy. The following are also covered at one hundred percent (100%) when filled at a network pharmacy:

(I) Vaccine recommended by the Advisory Committee on Immunization Practices of the Centers for Disease Control and Prevention;

(II) Prescribed preferred diabetic test strips and lancets; and

(III) One (1) preferred glucometer.

2. Non-network: If a member chooses to use a non-network pharmacy for non-specialty prescriptions, s/he will be required to pay the full cost of the prescription and then file a claim with the PBM. The PBM will reimburse the cost of the drug based on the network discounted amount as determined by the PBM, less the applicable network copayment.

3. Out-of-pocket maximum.

A. Network and non-network out-of-pocket maximums are separate.

B. The family out-of-pocket maximum is an aggregate of applicable charges received by all covered family members of the plan. Any combination of covered family member applicable charges may be used to meet the family out-of-pocket maximum. Applicable charges received by one (1) family member may only meet the individual out-of-pocket maximum amount.

C. Network individual – four thousand one hundred fifty dollars ($4,150).

D. Network family – eight thousand three hundred dollars ($8,300).

E. Non-network – no maximum.

AUTHORITY: section 103.059, RSMo 2016. Emergency rule filed Dec. 22, 2009, effective Jan. 1, 2010, expired June 29, 2010. Original rule filed Jan. 4, 2010, effective June 30, 2010. For intervening history, please consult the ***Code of State Regulations****. Emergency amendment filed Nov. 12, 2025, effective Jan. 1, 2026, expires June 29, 2026. 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
25-32

WHEREAS, Article IV, Section 6, Constitution of the State of Missouri, designates the Governor as the Commander-in-Chief of the military forces of the State; and

WHEREAS, Article III, Section 46, Constitution of the State of Missouri provides that the General Assembly shall provide for the organization, equipment, regulations and functions of an adequate militia, and shall conform the same as nearly as practicable to the regulations of the government of the Armed Forces of the United States; and

WHEREAS, Title 32 United States Code, Sections 326 and 327, provides for a system of military justice for the National Guard not in Federal service, and allows for courts-martial constituted like similar courts of the Army and Air Force; and

WHEREAS, Chapter 40, Revised Statutes of Missouri, authorizes the Governor to prescribe regulations for the implementation and effectuation of the State Military Code of Justice; and

WHEREAS, other changes to the Missouri Manual for Courts-Martial have been recommended by the Adjutant General of Missouri, as part of the annual review:

NOW, THEREFORE, I, MIKE KEHOE, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and laws of the State of Missouri, hereby order the following:

I. The reinstatement (with revisions) of the Missouri Manual for Courts-Martial, and its designation as the "Missouri Manual for Courts-Martial, 2025".

II. The Adjutant General of Missouri shall cause the reinstated Manual to be reviewed annually and shall recommend to the Governor any appropriate amendments.

III. This Executive Order shall take effect immediately.

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 7th day of November, 2025.

MIKE KEHOE
GOVERNOR

ATTEST:

DENNY HOSKINS
SECRETARY OF STATE

EXECUTIVE ORDER 25-33

TO ALL DEPARTMENTS AND AGENCIES:

This is to advise that state offices of the executive branch under the purview of the Governor will be closed on Friday, November 28, 2025.

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 7th day of November, 2025.

MIKE KEHOE
GOVERNOR

ATTEST:

DENNY HOSKINS
SECRETARY OF STATE

EXECUTIVE ORDER 25-35

TO ALL DEPARTMENTS AND AGENCIES:

This is to advise that state offices of the executive branch under the purview of the Governor will be closed on Friday, December 26, 2025.

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 5th day of December, 2025.

MIKE KEHOE
GOVERNOR

ATTEST:

DENNY HOSKINS
SECRETARY OF STATE

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

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

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

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

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

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

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

TITLE 7 – MISSOURI DEPARTMENT OF TRANSPORTATION
Division 10 – Missouri Highways and Transportation Commission
Chapter 11 – Procurement of Supplies

PROPOSED AMENDMENT

7 CSR 10-11.020 Procedures for Solicitation, Receipt of Bids, and Award and Administration of Contracts. The Missouri Highways and Transportation Commission is amending sections (1), (2), and (4).

PURPOSE: This amendment increases the maximum threshold for informal bids and the dollar threshold for indefinite delivery contracts from twenty-five thousand dollars ($25,000) to one hundred thousand dollars ($100,000).

(1) Informal Procurement Methods. When the procurement is estimated to be less than *[twenty-five]* **one hundred** thousand dollars ($*[25]***100**,000), an informal method of solicitation may be utilized. Informal methods of procurement may include invitation for quotation (IFQ), telephone quotes, etc.

(2) Request for Bid/Invitation for Bid. A formal method of solicitation will be used when the procurement is estimated to be *[twenty-five]* **one hundred** thousand dollars ($*[25]***100**,000) or more. The formal method of solicitation will be either an invitation for bid (IFB) or request for bid (RFB), etc.

(4) Indefinite Delivery Contracts (IDC). IDC may be utilized for facility maintenance, construction, repair, rehabilitation, renovation, or alteration services of a recurring nature when the delivery times and quantities are indefinite with a total cost of less than *[twenty-five]* **one hundred** thousand dollars ($*[25]***100**,000).

AUTHORITY: sections 226.020, 226.130, 227.030, and 227.210, RSMo 2016. Original rule filed April 5, 1993, effective Oct. 10, 1993. For intervening history, please consult the ***Code of State Regulations****. Amended: Filed Nov. 7, 2025.*

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

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

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Highways and Transportation Commission, Jennifer L. Jorgensen, Secretary to the Commission, PO Box 270, Jefferson City, MO 65102 or Jennifer.Jorgensen@modot.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register****. No public hearing is scheduled.*

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

PROPOSED RULE

10 CSR 10-6.025 Fees. This proposed new rule compiles all the permitting, emission, agricultural anhydrous ammonia, and asbestos fees from rules found in 10 CSR 10 Chapter 6 into a single fee rule. Compiling these fees into a single rulemaking will allow for stakeholders to more easily find and review the fees for air program services. The evidence supporting the need for this proposed rulemaking is available for viewing at the Missouri Department of Natural Resources' Air Pollution Control Program at the address listed in the Notice of Public Hearing at the end of this rule. More information concerning this rulemaking can be found at the Missouri Department of Natural Resources' Proposed Rules website https://apps5.mo.gov/ proposed-rules/welcome.action#OPEN.

PURPOSE: This rule provides all of the permitting, emission, asbestos, and agricultural anhydrous ammonia fees for rules

found in 10 CSR 10 Chapter 6.

(1) Applicability. This rule applies to –

(A) The owner or operator of a new or existing installation throughout Missouri that is required to obtain a construction permit pursuant to 10 CSR 10-6.060;

(B) The owner or operator of a new or existing installation throughout Missouri that submits a notification to qualify for a permit by rule pursuant to 10 CSR 10-6.062;

(C) The owner or operator of any intermediate or part 70 installation as identified in 10 CSR 10-6.065;

(D) The owner or operator of any new or existing installation that meets the applicability criteria of 10 CSR 10-6.110;

(E) All persons that meet the applicability criteria of 10 CSR 10-6.241;

(F) All persons that meet the applicability criteria of 10 CSR 10-6.250; and

(G) Agricultural anhydrous ammonia facilities that are required to pay fees pursuant to 10 CSR 10-6.255(3)(C).

(2) Definitions.

(A) Asbestos – The definition found in 10 CSR 10-6.241 and 10 CSR 10-6.250 applies.

(B) Asbestos air sampling professional – The definition found in 10 CSR 10-6.250(3)(A)3.A. applies.

(C) Asbestos air sampling technician – The definition found in 10 CSR 10-6.250(3)(A)3.B. applies.

(D) Asbestos projects – The definition found in 10 CSR 10-6.241 and 10 CSR 10-6.250 applies.

(E) Asbestos-containing material (ACM) – The definition found in 10 CSR 10-6.241 and 10 CSR 10-6.250 applies.

(F) Demolition – The definition found in 10 CSR 10-6.241 applies.

(G) Emission(s) – The release or discharge, whether directly or indirectly, into the atmosphere of one (1) or more air contaminants listed in 10 CSR 10-6.020(3)(A).

(H) Friable asbestos material – The definition found in 10 CSR 10-6.241 applies.

(I) Intermediate installation – The definition found in 10 CSR 10-6.065 applies.

(J) Part 70 installation – The definition found in 10 CSR 10-6.065 applies.

(K) Regulated asbestos-containing material (RACM) – The definition found in 10 CSR 10-6.241 applies.

(L) Reporting year – The definition found in 10 CSR 10-6.110 applies.

(M) Definitions of certain terms specified in this rule, other than those specified in this rule section, may be found in 10 CSR 10-6.020.

(3) Construction permit filing and processing fees under 10 CSR 10-6.060. Permit fees shall be submitted as outlined in 10 CSR 10-6.060(3)(H).

Permit Application Type	10 CSR 10-6.060 Section Reference	Filing Fee	Processing Fee
Portable Source Relocation Request	(4)	$300	---
Minor	(5)	$300	$100/hr
General Permit	(6)	$700	---
New Source Review (NSR)	(7)	$6,000	$100/hr
Prevention of Significant Deterioration (PSD)	(8)	$6,000	$100/hr
xHAP	(9)	$6,000	$100/hr
Initial Plantwide Applicability Limit (PAL)	(7) or (8)	$6,000	$100/hr
Renewable PAL	(7) or (8)	$3,500	$100/hr
Temporary/Pilot	(10)	$250	$100/hr
Permit Amendment	(11)	---	$100/hr

(4) Construction permits by rule review fees under 10 CSR 10-6.062. The review fee for a notification sent to qualify for a permit-by-rule pursuant to 10 CSR 10-6.062 is seven hundred dollars ($700).

(5) Operating permits filing fees under 10 CSR 10-6.065. The filing fee for Intermediate and Part 70 operating permit applications under 10 CSR 10-6.065 is determined using a tiered system based on the complexity of the permit. The total filing fee is the base fee added to the sum of all applicable complexity fee items the facility is subject to at the time the permit application is submitted. This tiered system for calculating the operating permit filing fee applies to initial and renewal applications for permits. To calculate the application filing fee, use the following formula:

Total filing fee = (base fee) + (total additional complexity fee)

Where:

Total filing fee = amount due upon filing of operating permit application not to exceed six thousand five hundred dollars ($6,500) (regardless of calculated amount)

Base fee = determine using Table 1

Total additional complexity fee = determine using Table 2

Table 1: Base fee

Number of Emission Units	Base Fee (beginning January 1, 2026)
0 to 30	$1,250
31 to 60	$1,500
61 to 90	$1,750
91 or more	$2,000

Table 2: Worksheet for installation additional complexity fee calculations

	Calculation				
Complexity Category	Number per installation	x	Fee	=	Additional complexity fee subtotal
New Source Performance Standard (NSPS)	_____	x	$1,000	=	_____
Maximum Achieveable Control Technology (MACT)	_____	x	$1,500	=	_____
National Emissions Standards for Hazardous Air Pollutants (NESHAP)	_____	x	$1,500	=	_____
Compliance Assurance Monitoring (CAM)	_____	x	$1,000	=	_____

Confidentiality Request	_____	x	$500 =	_____
Acid Rain	_____	x	$500 =	_____
Total additional complexity fee				$

(6) Emission fees and base fees under 10 CSR 10-6.110.

(A) Any installation subject to 10 CSR 10-6.110, except sources that produce charcoal from wood, shall pay an annual emission fee per ton of applicable pollutant emissions identified in Table 4. of this rule based on previous calendar year emissions and in accordance with subsections (6)(B) through (6)(H) of this rule. The emission fee shall be sixty dollars and no cents ($60.00) per ton emitted in calendar year 2026, and sixty-two dollars and no cents ($62.00) per ton emitted in calendar year 2027 and beyond.

(B) For Full Emissions Reports, the fee is based on the information provided in the installation's emissions report. For sources that qualify for and use the Reduced Reporting Form, the fee shall be based on the last Full Emissions Report.

(C) The fee shall apply to the first four thousand (4,000) tons of each air pollutant subject to fees as identified in Table 4. of this rule. No installation shall be required to pay fees on total emissions in excess of twelve thousand (12,000) tons for any reporting year. An installation subject to 10 CSR 10-6.110 that operated and emitted less than one (1) ton of all pollutants subject to fees shall pay an emission fee for one (1) ton. No emission fees are charged for facilities that did not operate.

(D) An installation that pays emission fees to a holder of a certificate of authority issued pursuant to section 643.140, RSMo, may deduct those fees from the emission fee due under this section. This deduction does not apply to the base fees imposed in subsection (6)(H) of this rule.

(E) The fee imposed in subsection (6)(A) of this rule shall not apply to NH_3, CO, $PM_{2.5}$, or HAPs reported as PM_{10} or VOC, as summarized in Table 4. of this rule.

(F) Emission fees for the reporting year are due June 1 after each reporting year. The fees shall be payable to the Missouri Department of Natural Resources.

(G) To determine emission fees, an installation shall be considered one (1) source as defined in section 643.078.2, RSMo, except that an installation with multiple operating permits shall pay emission fees separately for air pollutants emitted under each individual permit.

(H) Any installation subject to 10 CSR 10-6.110, except sources that produce charcoal from wood, shall pay an annual base fee in addition to any applicable emission fees. The annual base fee is as specified in Table 3. of this rule, due June 1 the following year.

Table 3. Tiered base fee structure

Title V and Intermediate Sources	
Base Fee	Chargeable Emission Thresholds
$100	0 to 10 tons
$250	11 to 20 tons
$500	21 to 100 tons
$1,500	101 to 500 tons
$2,500	501 tons and over
Non-Title V Sources	
Base Fee	Chargeable Emission Thresholds
$50	0 to 0 tons
$100	1 to 5 tons
$250	6 to 20 tons
$500	21 tons and over

Table 4. Pollutant Fee Applicability

Pollutants Subject to Fees	**Pollutants Not Subject to Fees**
PM_{10} pri	$PM_{2.5}$ pri
SO_2	CO
NO_X	NH_3
VOC	HAPs reported as PM_{10} or VOC
HAP	
Lead	

(7) Asbestos projects fees under 10 CSR 10-6.241.

(A) The annual registration application fee required in 10 CSR 10-6.241(3)(A)3. is two thousand nine hundred dollars ($2,900).

(B) The nonrefundable notification fee required in 10 CSR 10-6.241(3)(E)4. is two hundred forty dollars ($240).

(C) The inspection fee required in 10 CSR 10-6.241(3)(F) is two hundred thirty dollars ($230) per inspection for each of the first two (2) inspections.

(D) Demolition. The nonrefundable notification fee required in 10 CSR 10-6.241(3)(I) is one hundred twenty dollars ($120) for each demolition.

(8) Certification/recertification fees under 10 CSR 10-6.250.

(A) For certifications and recertifications under subsections (3)(A) and (3)(B) of 10 CSR 10-6.250, the department shall assess—

1. A one-hundred-ten-dollar ($110) application fee for each individual applying for certification except for asbestos abatement workers, asbestos air sampling professionals, and asbestos air sampling technicians;
2. A fifty-dollar ($50) application fee for each asbestos abatement worker;
3. A three-hundred-dollar ($300) application fee for asbestos air sampling professional certification. No renewal fees for asbestos air sampling professionals. No application or renewal fees for asbestos air sampling technicians;
4. A twenty-five-dollar ($25) fee for each Missouri asbestos examination;
5. A thirty-dollar ($30) renewal fee for each renewal certificate for asbestos abatement workers; and
6. A sixty-dollar ($60) renewal fee for each renewal certificate for non-asbestos abatement workers.

(B) Accreditation fees. Training providers under subsection (3)(D) of 10 CSR 10-6.250 must pay an accreditation fee of one thousand one hundred fifty dollars ($1,150) per course category prior to issuance or renewal of an accreditation. No person shall pay more than three thousand four hundred fifty dollars ($3,450) for all course categories for which accreditation is requested at the same time.

(C) Business Exemption Application Fees. Any person submitting a business exemption application outlined in subsection (3)(E) of 10 CSR 10-6.250 must remit a one-time nonrefundable fee of two hundred fifty dollars ($250) with the application for exemption.

(9) Agricultural anhydrous ammonia fees under 10 CSR 10-

6.255.

(A) Each retail agricultural anhydrous ammonia facility is subject to an annual registration fee of two hundred dollars ($200), and an annual tonnage fee of one dollar and twenty-five cents ($1.25) per ton of agricultural anhydrous ammonia sold or used by the retail agricultural anhydrous ammonia facility.

(B) Each distributor or terminal agricultural anhydrous ammonia facility is subject to an annual registration fee of five thousand dollars ($5,000). These entities are not subject to an annual tonnage fee.

(C) The fees listed in subsections (9)(A) and (9)(B) of this rule are due on March 31 each year for the previous calendar year's tonnage and registration.

(10) Reporting and Recordkeeping. *(Not Applicable)*.

(11) Test Methods. *(Not Applicable)*.

AUTHORITY: sections 643.073, 643.075, 643.225, 643.232, 643.237, and 643.242, RSMo 2016, and sections 643.050, 643.079, and 643.228, RSMo Supp. 2025. Original rule filed Nov. 13, 2025.

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

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

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: A public hearing on this proposed rule will begin at 9 a.m., Jan. 29, 2026. The public hearing will be held at the Elm Street Conference Center, 1730 East Elm Street, Lower Level, Bennett Springs Conference Room, Jefferson City, MO, and online with live video conferencing during the Missouri Air Conservation Commission meeting. Meeting participants can join the video meeting via https://dnr.mo.gov/calendar/event/293821. Participants may also join the meeting by phone using the toll number 1 (650) 479-3207. For assistance joining the meeting, call the Missouri Department of Natural Resources' Air Pollution Control Program at (573) 751-4817 or (800) 361-4827. A recording of the public hearing meeting will be available at https://dnr.mo.gov/commissions-boards-councils/air-conservation-commission. Opportunity to be sworn in by the court reporter in person, over video, or by phone to give testimony at the hearing shall be afforded any interested person. Interested persons, whether or not heard, may submit a written or email statement of their views until Feb. 5, 2026. Send online comments via the proposed rules webpage at https://apps5.mo.gov/proposed-rules/welcome.action#OPEN, email comments to apcprulespn@dnr.mo.gov, or mail written comments to Chief, Air Quality Planning Section, Missouri Department of Natural Resources' Air Pollution Control Program, PO Box 176, Jefferson City, MO 65102-0176.

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

PROPOSED AMENDMENT

10 CSR 10-6.060 Construction Permits Required. The commission proposes to amend sections (2) and (7) and subsections (3)(C), (3)(H), (4)(D), and (11)(I). If the commission adopts this rule action, the department intends to submit this rule amendment to the U.S. Environmental Protection Agency to replace the current rule that is in the Missouri State Implementation Plan. The evidence supporting the need for this proposed rulemaking is available for viewing at the Missouri Department of Natural Resources' Air Pollution Control Program at the address listed in the Notice of Public Hearing at the end of this rule. More information concerning this rulemaking can be found at the Missouri Department of Natural Resources' Proposed Rules website: https://apps5.mo.gov/proposed-rules.

PURPOSE: This amendment removes fee information associated with this rule for inclusion in a new rule, 10 CSR 10-6.025. This amendment also updates references and adds definitions to this rule that are currently in 10 CSR 10-6.020. Additional changes are made to include updated definitions for "significant" in serious (and severe) ozone nonattainment areas in accordance with Clean Air Act (CAA) Section 182(c)(6). The evidence supporting the need for this proposed rulemaking, per 536.016, RSMo, is to consolidate all fee information into a single rule for the ease of stakeholders to find and review fees for air program services.

(2) Definitions.

(C) Adverse impact on visibility – The visibility impairment which interferes with the protection, preservation, management, or enjoyment of the visitor's visual experience of a Class I area, which is an area designated as Class I in paragraph (5)(F)5. Table 2. of this rule. This determination must be made on a case-by-case basis taking into account the geographic extent, intensity, duration, frequency, and time of visibility impairments and how these factors correlate with the times of visitor use of the Class I area and the frequency and timing of natural conditions that reduce visibility.

(D) Affected states – All states contiguous to the permitting state whose air quality may be affected by the permit, permit modification, or permit renewal; or is within fifty (50) miles of a source subject to permitting under Title V of the Clean Air Act (CAA).

*[(C)]***(E)** Alternate site analysis – An analysis of alternative sites, sizes, production processes, and environmental control techniques for the proposed source that demonstrates that benefits of the proposed installation significantly outweigh the environmental and social costs imposed as a result of its location, construction, or modification.

*[(D)]***(F)** Ambient air increments – The limited increases of pollutant concentrations in ambient air over the baseline concentration.

(G) Baseline area – The continuous area in which the source constructs, as well as those portions of the intrastate area which are not part of a nonattainment area, and which would receive an air quality impact equal to or greater than one microgram per cubic meter (1 µg/m^3) annual average (established by modeling) for each pollutant for which an installation receives a permit under section (8) of this rule and for which increments have been established in subsection (11)(A) of this rule. Each of these areas are references to the standard United States Geological Survey (USGS) County-Township-Range-Section system. The smallest unit of area for which a baseline date will be set is one (1) section (one (1) square mile).

(H) Baseline concentration – That ambient concentration

level which exists at locations of anticipated maximum air quality impact or increment consumption within a baseline area at the time of the applicable baseline date, minus any contribution from installations, modifications, and major modifications subject to section (8) of this rule or subject to 40 CFR 52.21 on which construction commenced on or after January 6, 1975, for sulfur dioxide and particulate matter, and February 8, 1988, for nitrogen dioxide. The baseline concentration shall include contributions from –

1. The actual emissions of other installations in existence on the applicable baseline date; and

2. The potential emissions of installations and major modifications which commenced construction before January 6, 1975, but were not in operation by the applicable baseline date.

(I) Baseline date – The date, for each baseline area, of the first complete application after August 7, 1977, for sulfur dioxide and particulate matter, and February 8, 1988, for nitrogen dioxide for a permit to construct and operate an installation subject to section (8) of this rule or subject to 40 CFR 52.21.

(J) Best available control technology (BACT) – An emission limitation (including a visible emission limit) based on the maximum degree of reduction for each pollutant which would be emitted from any proposed installation or major modification which the director on a case-by-case basis, taking into account energy, environmental and economic impacts, and other costs, determines is achievable for the installation or major modification through application of production processes or available methods, systems, and techniques, including fuel cleaning or treatment or innovative fuel combustion techniques for control of the pollutant. In no event shall application of BACT result in emissions of any pollutant which would exceed the emissions allowed by any applicable emissions control regulation, including New Source Performance Standards established in 10 CSR 10-6.070 and 40 CFR 60 and National Emissions Standards for Hazardous Air Pollutants established in 10 CSR 10-6.080 and 40 CFR 61. If the director determines that technological or economic limitations on the application of measurement methodology to a particular source operation would make the imposition of an emission limitation infeasible, a design, equipment, work practice, operational standard, or combination of these may be prescribed instead to require the application of BACT. This standard, to the degree possible, shall set forth the emission reduction achievable by implementation of the design, equipment, work practice, or operation and shall provide for compliance by means which achieve equivalent results.

(K) Commence operation – Initially set into operation air pollution control equipment or process equipment.

(L) Control device – Any equipment that reduces the quantity of a pollutant that is emitted to the air. The device may destroy or secure the pollutant for subsequent recovery. Includes but is not limited to incinerators, carbon adsorbers, and condensers.

(M) Control device efficiency – The ratio of the pollution released by a control device and the pollution introduced to the control device, expressed as a fraction.

(N) Draft permit – The version of a permit for which the permitting authority offers public participation or affected state review.

*[(E)]***(O)** Emission(s) – The release or discharge, whether directly or indirectly, into the atmosphere of one (1) or more air contaminants listed in subsection (3)(A) of 10 CSR 10-6.020.

*[(F)]***(P)** Emission increase – The sum of post-project potential to emit minus the pre-project potential to emit for each new and modified emission unit. Decreases and netting are not to be included in the emission increase calculations.

(Q) Excessive concentration –

1. For installations seeking credit for reduced ambient pollutant concentrations from stack height exceeding that defined in subsection (2)(S) of this rule, an excessive concentration is a maximum ground-level concentration due to emissions from a stack due in whole or part to downwash, wakes, or eddy effects produced by nearby structures or nearby terrain features which are at least forty percent (40%) in excess of the maximum concentration experienced in the absence of the downwash, wakes, or eddy effects, and that contributes to a total concentration due to emissions from all installations that is greater than an ambient air quality standard. For installations subject to the prevention of significant deterioration program as set forth in section (8) of this rule, an excessive concentration means a maximum ground-level concentration due to emissions from a stack due to the same conditions as mentioned previously and is greater than a prevention of significant deterioration increment. The allowable emission rate to be used in making demonstrations under this definition shall be prescribed by the new source performance regulation as referenced by 10 CSR 10-6.070 for the source category unless the owner or operator demonstrates that this emission rate is infeasible. Where demonstrations are approved by the director, an alternative emission rate shall be established in consultation with the source owner or operator;

2. For installations seeking credit after October 11, 1983, for increases in stack heights up to the heights established under subsection (2)(S) of this rule, an excessive concentration is either –

A. A maximum ground-level concentration due in whole or part to downwash, wakes, or eddy effects as provided in 10 CSR 10-6.020(2)(E)20.A., except that the emission rate used shall be the applicable emission limitation (or, in the absence of this limit, the actual emission rate); or

B. The actual presence of a local nuisance caused by the stack, as determined by the director; and

3. For installations seeking credit after January 12, 1979, for a stack height determined under subsection (2)(S) of this rule where the director requires the use of a field study of fluid model to verify good engineering practice stack height, for installations seeking stack height credit after November 9, 1984, based on the aerodynamic influence of cooling towers, and for installations seeking stack height credit after December 31, 1970, based on the aerodynamic influence of structures not represented adequately by the equations in subsection (2)(S) of this rule, a maximum ground-level concentration due in whole or part to downwash, wakes, or eddy effects that is at least forty percent (40%) in excess of the maximum concentration experienced in the absence of downwash, wakes, or eddy effects.

(R) Final permit – The version of a construction permit issued by the permitting authority that has completed all review procedures.

*[(G)]***(S)** Good engineering practice (GEP) stack height – The greater of –

1. Sixty-five meters (65 m) measured from the ground-level elevation at the base of the stack;

2. For stacks on which construction commenced on or

before January 12, 1979, and for which the owner or operator had obtained all applicable permits or approvals required under 40 CFR 51 and 52,

$$Hg = 2.5H$$

provided the owner or operator produces evidence that this equation was actually relied on in establishing an emission limitation; and for all other stacks,

$$Hg = H + 1.5L$$

Where:

Hg = GEP stack height, measured from the ground-level elevation at the base of the stack;

H = height of nearby structure(s) measured from the ground-level elevation at the base of the stack; and

L = lesser dimension, height, or projected width of the nearby structure(s). Provided that the director may require the use of a field study or fluid model to verify GEP stack height for the installation; or

3. The height demonstrated by a fluid model or field study approved by the director, which ensures that the emissions from a stack do not result in excessive concentrations of any air pollutant as a result of atmospheric downwash, wakes, or eddy effects created by the source itself, nearby structures, or nearby terrain features.

*[(H)]***(T)** Incinerator – Any article, machine, equipment, contrivance, structure, or part of a structure used to burn refuse or to process refuse material by burning other than by open burning.

(U) Lowest achievable emission rate (LAER) – That rate of emissions which reflects –

1. The most stringent emission limitation which is contained in any state implementation plan for a class or category of source, unless the owner or operator of the proposed source demonstrates that the limitations are not achievable; or

2. The most stringent emission limitation which is achieved in practice by the class or category of source, whichever is more stringent. LAER shall not be less stringent than the new source performance standard limit.

(V) Material safety data sheet (MSDS) – The chemical, physical, technical, and safety information document supplied by the manufacturer of the coating, solvent, or other chemical product.

*[(I)]***(W)** Modification – Any physical change to, or change in method of operation of, a source operation or attendant air pollution control equipment which would cause an increase in potential emissions of any air pollutant emitted by the source operation.

(X) Nearby – Nearby, as used in the definition good engineering practice (GEP) stack height in subsection (2)(S) of this rule, is defined for a specific structure or terrain feature –

1. For purposes of applying the formula provided in subsection (2)(S) of this rule, nearby means that distance up to five (5) times the lesser of the height or the width dimension of a structure, but not greater than one-half (1/2) mile; and

2. For conducting fluid modeling or field study demonstrations under 10 CSR 10-6.020(2)(G)7.C., nearby means not greater than one-half (1/2) mile, except that the portion of a terrain feature may be considered to be nearby which falls within a distance of up to ten (10) times the maximum height of the feature, not to exceed two (2) miles if feature achieves a height one-half (1/2) mile from the stack that is at least forty percent (40%) of the GEP stack height determined by the formula provided in subsection (2)(S) of this rule, or twenty-six meters (26 m), whichever is greater, as measured from the ground-level elevation at the base of the stack. The height of the structure or terrain feature is measured from the ground-level elevation at the base of the stack.

(Y) Net emissions increase – This term is defined in 40 CFR 52.21(b)(3), promulgated as of July 1, 2003, and hereby incorporated by reference in this rule, as published by the Office of the Federal Register, U.S. National Archives and Records, 700 Pennsylvania Avenue NW, Washington, DC 20408. This rule does not incorporate any subsequent amendments or additions.

*[(J)]***(Z)** Nonattainment pollutant – Each and every pollutant for which the location of the source is in an area designated to be in nonattainment of a National Ambient Air Quality Standard (NAAQS) under section 107(d)(1)(A)(i) of the *[Clean Air Act (]*CAA*[)]*. Any constituent or precursor of a nonattainment pollutant shall be a nonattainment pollutant, provided that the constituent or precursor pollutant may only be regulated under this rule as part of regulation of the corresponding NAAQS pollutant. Both volatile organic compounds (VOC) and nitrogen oxides (NO_x) shall be nonattainment pollutants for a source located in an area designated nonattainment for ozone.

*[(K)]***(AA)** Offset – A decrease in actual emissions from a source operation or installation that is greater than the amount of emissions anticipated from a modification or construction of a source operation or installation. The decrease must have substantially similar environmental and health effects on the impacted area. Any ratio of decrease to increase greater than one to one (1:1) constitutes offset. The exceptions to this are ozone nonattainment areas where VOC and NO_x emissions will require an offset ratio of actual emission reduction to new emissions according to the following schedule:

1. *[m]***M**arginal area = 1.1:1;
2. *[m]***M**oderate area = 1.15:1;
3. *[s]***S**erious area = 1.2:1;
4. *[s]***S**evere area = 1.3:1; and
5. *[e]***E**xtreme area = 1.5:1.

*[(L)]***(BB)** Permanently shutdown – The permanent cessation of operation of any air pollution control equipment or process equipment, not to be placed back into service or have a start-up.

*[(M)]***(CC)** Pilot trials – A study, project, or experiment conducted in order to evaluate feasibility, time, cost, adverse events, and improve upon the design prior to performance on a larger scale.

*[(N)]***(DD)** Pollutant – An air contaminant listed in subsection (3)(A) of 10 CSR 10-6.020.

*[(O)]***(EE)** Portable equipment – Any equipment that is designed and maintained to be movable, primarily for use in noncontinuous operations. Portable equipment includes rock crushers, asphaltic concrete plants, and concrete batching plants.

*[(P)]***(FF)** Portable equipment installation – An installation that consists solely of portable equipment and associated haul roads and storage piles. To be considered a portable equipment installation the following must apply:

1. The potential to emit of this installation is of less than two hundred fifty (250) tons per year of particulate matter (PM) and less than one hundred (100) tons per year of any other air pollutant, including $PM_{2.5}$ and PM_{10}, taking into account any federally enforceable conditions; and

2. Any equipment cannot operate at a location for more than twenty-four (24) consecutive months without an intervening relocation.

*[(Q)]***(GG)** Refuse – Garbage, rubbish, trade wastes, leaves,

salvageable material, agricultural wastes, or other wastes.

*[(R)]***(HH)** Regulated air pollutant—All air pollutants or precursors for which any standard has been promulgated.

*[(S)]***(II)** Risk assessment levels (RALs)—Ambient concentrations of air toxics that are not expected to produce adverse cancer and non-cancer health effects during a defined period of exposure. The RALs are based upon animal toxicity studies, human clinical studies, and human epidemiology studies that account for exposure to sensitive populations such as the elderly, pregnant women, children, and those having respiratory illness such as asthma.

*[(T)]***(JJ)** Screening model action levels (SMALs)—The emission threshold of an individual hazardous air pollutant (HAP) or HAP group that triggers the need for an air quality analysis of the individual HAP.

*[(U)]***(KK)** Shutdown—The cessation of operation of any air pollution control equipment or process equipment.

*[(V)]***(LL)** Shutdown, permanent—See permanently shutdown.

*[(W)]***(MM)** Start-up—The setting into operation of any air pollution control equipment or process equipment, except the routine phasing in of process equipment.

*[(X)]***(NN)** Temporary installation—An installation that operates or emits pollutants less than two (2) years.

(3) Application and Permit Procedures.

(C) Applicant Responsibilities Regarding the Permit Application.

1. The applicant shall submit the information specified in the application package for each emissions unit being constructed or modified.

2. Certification by a responsible official. Any application form or report submitted pursuant to this rule shall contain certification by a responsible official of truth, accuracy, and completeness. This certification, and any other certification, shall be signed by a responsible official and contain the following language: I certify, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate, and complete.

3. The applicant shall supply the following supplemental information in addition to the application:

A. Additional information, plans, specifications, drawings, evidence, documentation, and monitoring data that the permitting authority may require to verify applicability and complete review under this rule;

B. Other information required by any applicable requirement. Specific information may include, but is not limited to, items such as testing reports, vendor information, material safety data sheets, or information related to stack height limitations developed pursuant to section 123 of the CAA;

C. Calculations on which the information in parts (3)(B)2.D.(I) through (3)(B)2.D.(VIII) of this rule are based;

D. Related information in sufficient detail necessary to establish compliance with the applicable standard reference test method, if any; and

E. Ambient air quality modeling data, in accordance with section (5) or (8) of this rule, for all pollutants requiring modeling to determine the air quality impact of the construction or modification of the installation.

4. Confidential information. An applicant may submit information to the permitting authority under a claim of confidentiality pursuant to 10 CSR 10-6.210. The confidentiality request needs to be submitted with the initial application to ensure confidentiality.

5. Duty to supplement or correct application. Any applicant that fails to submit any relevant facts or submits incorrect information in a permit application, upon becoming aware of the failure or incorrect submittal, shall promptly submit supplementary facts or corrected information. In addition, an applicant shall provide additional information, as necessary, to address any requirements that become applicable to the installation after the date an application is deemed complete, but prior to the issuance of the construction permit.

6. Filing fees in accordance with *[paragraph (3)(H)9. of this rule]* **10 CSR 10-6.025(3)**.

(H) Fees. **Construction permit fees are listed in 10 CSR 10-6.025(3).**

1. All installations or source operations requiring permits under this rule must submit the application with a permit filing fee to the permitting authority. Failure to submit the permit filing fee constitutes an incomplete permit application according to subsection (3)(D) of this rule.

2. Upon receipt of an application for a permit or a permit amendment, a permit processing fee begins to accrue per hour of actual staff time. In lieu of the per-hour processing fee for relocation of portable plants subject to paragraph (4)(D)1. of this rule, a flat fee as specified in 10 CSR 10-6.025 *[section]* (3).

3. The permitting authority, upon request, will notify the applicant in writing if the permit processing fee approaches two thousand dollars ($2,000) and in two-thousand-dollar ($2,000) increments after that.

4. After making a final determination whether the permit should be approved, approved with conditions, or denied, the permitting authority will notify the applicant in writing of the final determination and the total permit processing fees due. The amount of the fee will be determined in accordance with 10 CSR 10-6.025 *[section]* (3).

5. The applicant shall submit fees for the processing of the permit application within ninety (90) calendar days of the final review determination, whether the permit is approved, denied, withdrawn, or not needed. After the ninety (90) calendar days, the unpaid processing fees will have interest imposed upon the unpaid amount at the rate of ten percent (10%) per annum from the date of billing until payment is made. Failure to submit the processing fees after the ninety (90) calendar days will result in the permit being denied (revoked for portable installation location amendments) and the rejection of any future permit applications by the same applicant until the processing fee plus interest has been paid.

6. Partially processed permits that are withdrawn after submittal are charged at the same processing fee rate in 10 CSR 10-6.025 *[section]* (3) for the time spent processing the application.

7. The applicant shall pay for any publication of notice required and pay for the original and one (1) copy of the transcript, to be filed with the permitting authority, for any hearing required under this rule. No permit is issued until all publication and transcript costs have been paid.

8. The commission may reduce the permit processing fee or exempt any person from payment of the fee upon an appeal filed with the commission stating and documenting that the fee will create an unreasonable economic hardship upon the person.

[9. Permit fees. Prior to January 1, 2026, permit fees are as follows:

Permit Application Type	*Rule Section Reference*	*Filing Fee*	*Processing Fee*
Portable Source Relocation Request	*(4)*	*$300*	*----*

Minor	*(5)*	*$250*	*$75/hr*
General Permit	*(6)*	*$700*	*----*
New Source Review (NSR)	*(7)*	*$5,000*	*$75/hr*
Prevention of Significant Deterioration (PSD)	*(8)*	*$5,000*	*$75/hr*
xHAP	*(9)*	*$5,000*	*$75/hr*
Initial Plantwide Applicability Limit (PAL)	*(7) or (8)*	*$5,000*	*$75/hr*
Renewal PAL	*(7) or (8)*	*$2,500*	*$75/hr*
Temporary/Pilot	*(10)*	*$250*	*$75/hr*
Permit Amendment	*(11)*	*----*	*$75/hr*

Effective January 1, 2026, permit fees are as follows:

Permit Application Type	*Rule Section Reference*	*Filing Fee*	*Processing Fee*
Portable Source Relocation Request	*(4)*	*$300*	*----*
Minor	*(5)*	*$300*	*$100/hr*
General Permit	*(6)*	*$700*	*----*
New Source Review (NSR)	*(7)*	*$6,000*	*$100/hr*
Prevention of Significant Deterioration (PSD)	*(8)*	*$6,000*	*$100/hr*
xHAP	*(9)*	*$6,000*	*$100/hr*
Initial Plantwide Applicability Limit (PAL)	*(7) or (8)*	*$6,000*	*$100/hr*
Renewal PAL	*(7) or (8)*	*$3,500*	*$100/hr*
Temporary/Pilot	*(10)*	*$250*	*$100/hr*
Permit Amendment	*(11)*	*----*	*$100/hr]*

*[10.]***9.** No later than three (3) business days after receipt of the whole amount of the fee due, the permitting authority will send the applicant a notice of payment received. The permit will also be issued at this time, provided the final determination was for approval and the permit processing fee was timely received.

(4) Portable Equipment Permits, Amendments, and Relocations.

(D) The relocation of a portable plant from a site will follow the procedures outlined below:

1. For permitted portable equipment operating at a different location not previously approved in a permit or an amendment –

A. The owner or operator shall submit to the permitting authority a Portable Source Relocation Request, property boundary plot plan, and the equipment layout for the site;

B. Each relocation request shall be accompanied with the relocation fees as described in *[paragraph (3)(H)9. of this rule]* **10 CSR 10-6.025(3)**; and

C. The permitting authority shall make the final determination and, if appropriate, approve the relocation request no later than twenty-one (21) calendar days after receipt of the complete Portable Source Relocation Request; and

2. For permitted portable equipment operating at a location previously approved in a permit or an amendment, and conditions at the site have not changed (new sources approved to operate at the location) –

A. When relocating portable equipment to a site that is listed on the permit or on the amended permit, the owner or operator shall report the move to the permitting authority on a Portable Source Relocation Request for authorization to operate in a new location as soon as possible, but not later than seven (7) calendar days prior to ground breaking or initial equipment erection;

B. No fees are associated with this authorization; and

C. Authorization will be presumed if notification of denial is not received by the specified ground breaking or equipment erection date.

(7) Nonattainment Area Major Permits.

(A) Definitions. Solely for the purposes of this section, the following definitions apply to terms in place of definitions for which the term is defined elsewhere, including the reference to 40 CFR 52.21 in paragraph (7)(B)6. of this rule:

1. Chemical process plant – These plants include ethanol production facilities that produce ethanol by natural fermentation included in North American Industry Classification System codes 325193 or 312140; and

2. The following terms defined under paragraphs (a)(1)(iv) through (vi) and (x) of 40 CFR 51.165 promulgated as of July 1, 2023, are hereby incorporated by reference in this section **of this rule, except as stated in subparagraph (7)(A)2.D. of this rule**, as published by the Office of the Federal Register. Copies can be obtained from the U.S. Government Publishing Office at https://bookstore.gpo.gov/ or for mail orders, print and fill out an order form online and mail to U.S. Government Publishing Office, PO Box 979050, St. Louis, MO 63197-9000. This rule does not incorporate any subsequent amendments or additions:

A. Major stationary source;

B. Major modification, except that any incorporated provisions that are stayed shall not apply. The term major, as used in this definition, means major for the nonattainment pollutant;

C. Net emissions increase; and

D. Significant**, except that paragraphs 40 CFR 51.165(a)(1)(x)(B) and (C) are replaced by the definitions of "significant" in paragraphs (7)(I)1. and (7)(I)2. of this rule**.

(I) In an area classified as serious or severe nonattainment for an Ozone National Ambient Air Quality Standard, the definition of "significant" as it appears in paragraphs 40 CFR (1)(a)(x)(B) and (C), regarding volatile organic compounds and nitrogen oxides, respectively, shall be replaced with the definitions of "significant" in paragraphs (7)(I)1. and (7)(I)2. of this rule, respectively.

1. Significant: Notwithstanding the significant emissions rate for ozone in 40 CFR 51.165(a)(1)(x)(A), significant means, in reference to an emissions increase or a net emissions increase, any increase in actual emissions of volatile organic compounds that would result from any physical change in, or change in the method of operation of, a major stationary source if such emissions increase of volatile organic compounds exceeds twenty-five (25) tons per year when aggregated with all other net increases in emissions from the source over any period of five (5) consecutive calendar years which includes the calendar year in which such increase occurred. The five (5) consecutive year period used to make this

determination will start no earlier than the effective date of the serious classification or reclassification for the ozone nonattainment area in which the source is located. Notwithstanding the preceding sentence, if the nonattainment area is initially classified or reclassified as a severe ozone nonattainment area from any classification other than serious, the five (5) consecutive year period used to make this determination will start no earlier than the effective date of the severe classification or reclassification for the ozone nonattainment area in which the source is located.

2. Significant: Notwithstanding the significant emissions rate for ozone in 40 CFR 51.165(a)(1)(x)(A), significant means, in reference to an emissions increase or a net emissions increase, any increase in actual emissions of nitrogen oxides that would result from any physical change in, or change in the method of operation of, a major stationary source if such emissions increase of nitrogen oxides exceeds twenty-five (25) tons per year when aggregated with all other net increases in emissions from the source over any period of five (5) consecutive calendar years which includes the calendar year in which such increase occurred. The five (5) consecutive year period used to make this determination starts no earlier than the effective date of the serious classification or reclassification for the ozone nonattainment area in which the source is located. Notwithstanding the preceding sentence, if the nonattainment area is initially classified or reclassified as a severe ozone nonattainment area from any classification other than serious, the five (5) consecutive year period used to make this determination will start no earlier than the effective date of the severe classification or reclassification for the ozone nonattainment area in which the source is located.

(11) Permit Amendments to Final Permits.

(I) Amended permit fees are subject to the requirements of *[paragraph (3)(H)9. of this rule]* **10 CSR 10-6.025(3).**

AUTHORITY: section 643.050 and 643.079, RSMo Supp. ***[2024] 2025****. Original rule filed Dec. 10, 1979, effective April 11, 1980. For intervening history, please consult the* ***Code of State Regulations.*** *Amended: Filed Nov. 13, 2025.*

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

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

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: A public hearing on this proposed amendment will begin at 9 a.m., Jan. 29, 2026. The public hearing will be held at the Elm Street Conference Center, 1730 East Elm Street, Lower Level, Bennett Springs Conference Room, Jefferson City, MO, and online with live video conferencing during the Missouri Air Conservation Commission meeting. Meeting participants can join the video meeting via https://dnr.mo.gov/calendar/event/293821. Participants may also join the meeting by phone using the toll number 1 (650) 479-3207. For assistance joining the meeting, call the Missouri Department of Natural Resources' Air Pollution Control Program at (573) 751-4817 or (800) 361-4827. A recording of the public hearing meeting will be available at https://dnr.mo.gov/commissions-boards-councils/air-conservation-commission. Opportunity to be sworn in by the court reporter in person, over video, or by phone to give testimony at the hearing shall be afforded any interested person. Interested persons, whether or not heard, may submit a written or email statement of their views until Feb. 5, 2026. Send online comments via the proposed rules webpage at https://apps5.mo.gov/proposed-rules/welcome.action#OPEN, email comments to apcprulespn@dnr.mo.gov, or mail written comments to Chief, Air Quality Planning Section, Missouri Department of Natural Resources' Air Pollution Control Program, PO Box 176, Jefferson City, MO 65102-0176.

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

PROPOSED AMENDMENT

10 CSR 10-6.062 Construction Permits By Rule. The commission is amending the purpose and subsection (3)(A). If the commission adopts this rule action, the department intends to submit this rule amendment to the U.S. Environmental Protection Agency to replace the current rule that is in the Missouri State Implementation Plan. The evidence supporting the need for this proposed rulemaking is available for viewing at the Missouri Department of Natural Resources' Air Pollution Control Program at the address listed in the Notice of Public Hearing at the end of this rule. More information concerning this rulemaking can be found at the Missouri Department of Natural Resources' Proposed Rules website: https://apps5.mo.gov/proposed-rules.

PURPOSE: This amendment removes fee information associated with this rule for inclusion in a new rule, 10 CSR 10-6.025. The evidence supporting the need for this proposed rulemaking, per 536.016, RSMo, is to consolidate all fee information into a single rule for the ease of stakeholders to find and review fees for air program services.

PURPOSE: This rule creates a process by which sources can be exempt from 10 CSR 10-6.060 Construction Permits Required, by establishing conditions under which specific sources can construct and operate. It establishes notification requirements and standard review fees. It has been determined that these sources will not make a significant contribution of air contaminants to the atmosphere. [The evidence supporting the need for this proposed rulemaking, per section 536.016, RSMo, is the February 20, 2002 Recommendations from the "Managing For Results" presentation and the Air Program Advisory Forum 2001 and 2002 Recommendations.]

(3) General Provisions.

(A) Registration. To qualify for a permit-by-rule, the owner or operator must notify the Missouri Department of Natural Resources' Air Pollution Control Program prior to commencement of construction. This notification will establish the permit-by-rule and become the conditions under which the facility is permitted. All representations made in the notification regarding construction plans, operating procedures, and maximum emission rates shall become conditions upon which the facility shall construct or modify. If the conditions, as represented in the notification, vary in a manner that will change the method of emission controls,

the character of the emissions, or will result in an increase of emissions, a new notification or permit application must be prepared and submitted to the department's Air Pollution Control Program.

1. The director shall provide a form by which operators can submit their notifications. The notification shall include documentation of the basis of emission estimates or activity rates and be signed by a responsible official certifying that the information contained in the notification is true, accurate, and complete. The expected first date of operation shall be included in the notification.

2. The notification shall be sent to the department's Air Pollution Control Program. Two (2) copies of the original notification shall be made. One (1) shall be sent to the appropriate regional office, and one (1) shall be maintained on-site and be provided immediately upon request by inspectors.

3. Fees. A review fee *[of seven hundred dollars ($700) shall]* **must** accompany the notification sent to the department's Air Pollution Control Program. **The review fee amount is found in 10 CSR 10-6.025(4).**

4. Upon receiving the notification, the department shall complete a pre-construction review of the notification and make an approval/disapproval determination within seven (7) business days. If the notification is approved by the department, the operator may begin construction and operation of the new source.

AUTHORITY: section 643.050, RSMo ***[2024] 2025****. Original rule filed March 5, 2003, effective Oct. 30, 2003. For intervening history, please consult the* ***Code of State Regulations****. Amended: Filed Nov. 13, 2025.*

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

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

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: A public hearing on this proposed amendment will begin at 9 a.m., Jan. 29, 2026. The public hearing will be held at the Elm Street Conference Center, 1730 East Elm Street, Lower Level, Bennett Springs Conference Room, Jefferson City, MO, and online with live video conferencing during the Missouri Air Conservation Commission meeting. Meeting participants can join the video meeting via https://dnr.mo.gov/calendar/event/293821. Participants may also join the meeting by phone using the toll number 1 (650) 479-3207. For assistance joining the meeting, call the Missouri Department of Natural Resources' Air Pollution Control Program at (573) 751-4817 or (800) 361-4827. A recording of the public hearing meeting will be available at https://dnr.mo.gov/commissions-boards-councils/air-conservation-commission. Opportunity to be sworn in by the court reporter in person, over video, or by phone to give testimony at the hearing shall be afforded any interested person. Interested persons, whether or not heard, may submit a written or email statement of their views until Feb. 5, 2026. Send online comments via the proposed rules webpage at https://apps5.mo.gov/proposed-rules/welcome.action#OPEN, email comments to apcprulespn@dnr.mo.gov, or mail written comments to Chief, Air Quality Planning Section, Missouri Department of Natural Resources' Air Pollution Control Program, PO Box 176, Jefferson City, MO 65102-0176.

TITLE 10 – DEPARTMENT OF NATURAL RESOURCES

Division 10 – Air Conservation Commission
Chapter 6 – Air Quality Standards, Definitions, Sampling and Reference Methods and Air Pollution Control Regulations for the Entire State of Missouri

PROPOSED AMENDMENT

10 CSR 10-6.065 Operating Permits. The commission is amending section (2) and subsections (1)(B), (4)(B), and (5)(B). If the commission adopts this rule action, the department intends to submit this rule amendment to the U.S. Environmental Protection Agency to replace the current rule that is in the Missouri State Implementation Plan. The evidence supporting the need for this proposed rulemaking is available for viewing at the Missouri Department of Natural Resources' Air Pollution Control Program at the address listed in the Notice of Public Hearing at the end of this rule. More information concerning this rulemaking can be found at the Missouri Department of Natural Resources' Proposed Rules website: https://apps5.mo.gov/proposed-rules.

PURPOSE: This amendment removes fee information associated with this rule for inclusion in a new rule, 10 CSR 10-6.025. This amendment also adds definitions to this rule that are currently in 10 CSR 10-6.020. The amendment also removes Standards of Performance for New Residential Wood Heaters from the list of exempt installations and emission units in the Applicability Section. The evidence supporting the need for this proposed rulemaking, per 536.016, RSMo, is to consolidate all fee information into a single rule for the ease of stakeholders to find and review fees for air program services.

(1) Applicability.

(B) Exempt Installations and Emission Units. The following installations and emission units are exempt from the requirements of this rule unless such units are part 70 or intermediate installations or are located at part 70 or intermediate installations. Emissions from exempt installations and emission units shall be considered when determining if the installation is a part 70 or intermediate installation:

[1. Any installation that obtains a permit solely because it is subject to 10 CSR 10-6.070(7)(AAA) Standards of Performance for New Residential Wood Heaters;]

*[2.]***1.** Any installation that obtains a permit solely because it is subject to 10 CSR 10-6.241 or 10 CSR 10-6.250;

*[3.]***2.** Single or multiple family dwelling units for not more than three (3) families;

*[4.]***3.** Comfort air conditioning or comfort ventilating systems not designed or used to remove air contaminants generated by, or released from, specific units of equipment;

*[5.]***4.** Equipment used for any mode of transportation;

*[6.]***5.** Livestock markets and livestock operations, including animal feeding operations and concentrated animal feeding operations as those terms are defined by 40 CFR 122.23 and all manure storage and application systems associated with livestock markets or livestock operations. 40 CFR 122.23 promulgated as of July 1, 2023, is hereby incorporated by reference as published by the Office of the Federal Register. Copies can be obtained from the U.S. Government Publishing Office at https://bookstore.gpo.gov/ or for mail orders, print and fill out an order form online and mail to U.S. Government Publishing Office, PO Box 979050, St. Louis, MO 63197-9000. This rule does not incorporate any subsequent amendments or additions;

*[7.]***6.** Restaurants and other retail establishments for

the purpose of preparing food for employee and guest consumption;

*[8.]***7.** Fugitive dust controls unless a control efficiency can be assigned to the equipment or control equipment;

*[9.]***8.** Equipment or control equipment which eliminates all emissions to the ambient air;

*[10.]***9.** Equipment, including air pollution control equipment, but not including an anaerobic lagoon, that emits odors but no regulated air pollutants;

*[11.]***10.** Residential wood heaters, cookstoves, or fireplaces;

*[12.]***11.** Laboratory equipment used exclusively for chemical and physical analysis or experimentation is exempt, except equipment used for controlling radioactive air contaminants;

*[13.]***12.** Recreational fireplaces;

*[14.]***13.** Stacks or vents to prevent the escape of sewer gases through plumbing traps for systems handling domestic sewage only. Systems which include any industrial waste do not qualify for this exemption;

*[15.]***14.** Combustion equipment that –

A. Emits only combustion products;

B. Produces less than one hundred fifty (150) pounds per day of any air contaminant; and

C. Has a maximum rated capacity of –

(I) Less than ten (10) million British thermal units (Btus) per hour heat input by using exclusively natural or liquefied petroleum gas, or any combination of these; or

(II) Less than one (1) million Btus per hour heat input;

*[16.]***15.** Office and commercial buildings, where emissions result solely from space heaters using natural gas or liquefied petroleum gas with a maximum rated capacity of less than twenty (20) million Btus per hour heat input. Incinerators operated in conjunction with these sources are not exempt;

*[17.]***16.** Any country grain elevator that never handles more than 1,238,657 bushels of grain during any twelve- (12-) month period and is not located within an incorporated area with a population of fifty thousand (50,000) or more. A country grain elevator is defined as a grain elevator that receives more than fifty percent (50%) of its grain from producers in the immediate vicinity during the harvest season. This exemption does not include grain terminals which are defined as grain elevators that receive grain primarily from other grain elevators. To qualify for this exemption, the owner or operator of the facility shall retain monthly records of grain origin and bushels of grain received, processed, and stored for a minimum of five (5) years to verify the exemption requirements. Monthly records must be tabulated within seven (7) days of the end of the month. Tabulated monthly records shall be made available immediately to Missouri Department of Natural Resources' representatives for an announced inspection or within three (3) hours for an unannounced visit;

*[18.]***17.** Sand and gravel operations that have a maximum capacity to produce less than seventeen and one-half (17.5) tons of product per hour and use only natural gas as fuel when drying;

*[19.]***18.** Noncommercial incineration of dead animals, the onsite incineration of resident animals for which no consideration is received or commercial profit is realized, as authorized in section 269.020.6, RSMo; and

*[20.]***19.** Any asphaltic concrete plant, concrete batching plant, or rock crushing plant that can be classified as a portable equipment installation by meeting the portable equipment requirements of or having a portable equipment permit according to 10 CSR 10-6.060.

(2) Definitions.

(A) Acid rain emissions limitation – As defined in 40 CFR 72.2, a limitation on emissions of sulfur dioxide or nitrogen oxides under the Acid Rain Program under Title IV of the Clean Air Act.

*[(A)]***(B)** Actual emissions – The actual rate of emissions of a pollutant from a source operation is determined as follows:

1. Actual emissions as of a particular date shall equal the average rate, in tons per year, at which the source operation or installation actually emitted the pollutant during the previous two- (2-) year period and which represents normal operation. A different time period for averaging may be used if the director determines it to be more representative. Actual emissions shall be calculated using actual operating hours, production rates, and types of materials processed, stored, or combusted during the selected time period;

2. The director may presume that source-specific allowable emissions for a source operation or installation are equivalent to the actual emissions of the source operation or installation; and

3. For source operations or installations*[,]* which have not begun normal operations on the particular date, actual emissions shall equal the potential emissions of the source operation or installation on that date.

*[(B)]***(C)** Administrator – The regional administrator for Region VII, EPA.

*[(C)]***(D)** Affected source – A source that includes one (1) or more emission units subject to emission reduction requirements or limitations under Title IV of the Act.

*[(D)]***(E)** Affected state – Any state contiguous to the permitting state whose air quality may be affected by the permit, permit modification, or permit renewal; or is within fifty (50) miles of a source subject to permitting under Title V of the Act.

(F) Affected unit – A unit that is subject to emission reduction requirements or limitations under Title IV of the Act.

*[(E)]***(G)** Air pollutant – Agent, or combination of agents, including any physical, chemical, biological, radioactive (including source material, special nuclear material, and by-product material) substance, or matter which is emitted into or otherwise enters the ambient air. Such term includes any precursors to the formation of any air pollutant, to the extent the administrator of the U.S. Environmental Protection Agency*[,]* or the administrator's duly authorized representative has identified such precursor(s) for the particular purpose for which the term air pollutant is used.

*[(F)]***(H)** Allowance – An authorization, allocated to an affected unit by the administrator under Title IV of the Act, to emit, during or after a specified calendar year, one (1) ton of sulfur dioxide (SO_2).

*[(G)]***(I)** Applicable requirement – All of the following listed in the Act:

1. Any standard or requirement provided for in the implementation plan approved or promulgated by the U.S. Environmental Protection Agency through rulemaking under Title I of the Act that implements the relevant requirements, including any revisions to that plan promulgated in 40 CFR 52;

2. Any term or condition of any preconstruction permit issued pursuant to regulations approved or promulgated through rulemaking under Title I, including part C or D of the Act;

3. Any standard or requirement under section 111 of the Act, including section 111(d);

4. Any standard or requirement under section 112 of the Act, including any requirement concerning accident prevention under section 112(r)(7);

5. Any standard or requirement of the Acid Rain Program under Title IV of the Act or the regulations promulgated under it;

6. Any requirements established pursuant to section 504(b) or section 114(a)(3) of the Act;

7. Any standard or requirement governing solid waste incineration under section 129 of the Act;

8. Any standard or requirement for consumer and commercial products under section 183(e) of the Act;

9. Any standard or requirement for tank vessels under section 183(f) of the Act;

10. Any standard or requirement of the program to control air pollution from outer continental shelf sources under section 328 of the Act;

11. Any standard or requirement of the regulations promulgated to protect stratospheric ozone under Title VI of the Act, unless the administrator has determined that these requirements need not be contained in a Title V permit;

12. Any national ambient air quality standard or increment or visibility requirement under part C of Title I of the Act, but only as it would apply to temporary sources permitted pursuant to section 504(e); and

13. Any standard or requirement established in 643.010–643.190, RSMo, of the Missouri Air Conservation Law and rules adopted under them.

*[(H)]***(J)** Commence – For the purposes of major stationary source construction or major modification, the owner or operator has all necessary preconstruction approvals or permits and –

1. Began, or caused to begin, a continuous program of actual on-site construction of the source, to be completed within a reasonable time; or

2. Entered into binding agreements or contractual obligations, which cannot be canceled or modified without substantial loss to the owner or operator, to undertake a program of actual construction of the source to be completed within a reasonable time.

(K) Construct a major source – Fabricate, erect, or install –

1. For a greenfield site, a stationary source or group of stationary sources which is located within a contiguous area and under common control and which emits or has the potential to emit ten (10) tons per year of any hazardous air pollutant (HAP) or twenty-five (25) tons per year of any combination of HAPs; or

2. For a developed site, a new process or production unit which in and of itself emits or has the potential to emit ten (10) tons per year of any HAP or twenty-five (25) tons per year of any combination of HAPs.

*[(I)]***(L)** Designated representative – A responsible individual authorized by the owner or operator of an affected source and of all affected units at the source, as evidenced by a certificate of representation submitted in accordance with 40 CFR 72*[,]* subpart B to represent and legally bind each owner and operator, as a matter of federal law, in matters pertaining to the Acid Rain Program. Whenever the term responsible official is used in 40 CFR 70, in this rule, or in any other regulations implementing Title V of the Act, it shall be deemed to refer to the designated representative with regard to all matters under the Acid Rain Program. 40 CFR 72, subpart B promulgated as of July 1, 2023, is hereby incorporated by reference as published by the Office of the Federal Register. Copies can be obtained from the U.S. Government Publishing Office at https://bookstore.gpo.gov/ or for mail orders, print and fill out an order form online and mail to U.S. Government Publishing Office, PO Box 979050, St. Louis, MO 63197-9000. This rule does not incorporate any subsequent amendments or additions.

*[(J)]***(M)** Draft permit – The version of a permit for which the permitting authority offers public participation or affected state review.

*[(K)]***(N)** Emissions unit – Any part or activity of an installation that emits or has the potential to emit any regulated air pollutant or any pollutant listed under section 112(b) of the Act. This term is not meant to alter or affect the definition of the term unit for the purposes of Title IV of the Act.

(O) Federal agency – A federal department, agency, or instrumentality of the federal government.

*[(L)]***(P)** Federally enforceable – All limitations and conditions which are enforceable by the administrator, including those requirements developed pursuant to 40 CFR 55, 60, 61, and 63; requirements within any applicable state implementation plan; requirements in operating permits issued pursuant to 40 CFR 70 or 71, unless specifically designated as nonfederally enforceable; and any permit requirements established pursuant to 40 CFR 52.10, 52.21, or 55, or under regulations approved pursuant to 40 CFR 51, subpart I, including operating permits issued under a U.S. Environmental Protection Agency-approved program that is incorporated into the state implementation plan and expressly requires adherence to any permit issued under such program.

*[(M)]***(Q)** Final permit – The version of a part 70 permit issued by the permitting authority that has completed all review procedures as required in 40 CFR 70.7 and 70.8.

*[(N)]***(R)** Insignificant activity – An activity or emission unit in which the only applicable requirement would be to list the requirement in an operating permit application under this rule and is either of the following:

1. Emission units whose aggregate emission levels for the installation do not exceed that of the de minimis levels listed in subsection (3)(A) of 10 CSR 10-6.020; or

2. Emission units or activities listed in 10 CSR 10-6.061 as exempt or excluded from construction permit review under 10 CSR 10-6.060.

*[(O)]***(S)** Intermediate installation – A part 70 installation with potential emissions that do not exceed major source thresholds by accepting the imposition of voluntarily agreed-to federally enforceable limitations on the type of materials combusted or processed, operating rates, hours of operation, or emission rates more stringent than those otherwise required by rule or regulation.

*[(P)]***(T)** Manure storage and application systems – Any system that includes but is not limited to lagoons, manure treatment cells, earthen storage ponds, manure storage tanks, manure stockpiles, composting areas, pits and gutters within barns, litter used in bedding systems, all types of land application equipment, and all pipes, hoses, pumps, and other equipment used to transfer manure.

*[(Q)]***(U)** Maximum achievable control technology (MACT) – The maximum degree of reduction in emissions of the hazardous air pollutants listed in subsection (3)(C) of 10 CSR 10-6.020 (including a prohibition on these emissions where achievable) that the administrator, taking into consideration the cost of achieving emissions reductions and any non-air quality health and environmental impacts and requirements, determines is achievable for new or existing sources in the category or subcategory to which this emission standard applies, through application of measures, processes, methods, systems, or techniques including, but not limited to, measures which –

1. Reduce the volume of or eliminate emissions of pollutants through process changes, substitution of materials, or other modifications;

2. Enclose systems or processes to eliminate emissions;

3. Collect, capture, or treat pollutants when released from a process, stack, storage, or fugitive emissions point;

4. Are design, equipment, work practice, or operational standards (including requirements for operational training or certification); or

5. Are a combination of paragraphs (2)(*[Q]***U**)1.–4. of this rule.

(V) Milestone – The meaning given in sections 182(g)(1) and 189(c)(1) of the Clean Air Act. It consists of an emissions level and the date on which it is required to be achieved.

(W) Offset – A decrease in actual emissions from a source operation or installation that is greater than the amount of emissions anticipated from a modification or construction of a source operation or installation. The decrease must be of the same pollutant and have substantially similar environmental and health effects on the impacted area. Any ratio of decrease to increase greater than one to one (1:1) constitutes offset. The exception to this are ozone nonattainment areas where volatile organic compound and oxides of nitrogen emissions will require an offset ratio of actual emission reduction to new emissions according to the following schedule: marginal area = 1.1:1; moderate area = 1.15:1; serious area = 1.2:1; severe area = 1.3:1; and extreme area = 1.5:1.

*[(R)]***(X)** Part 70 installation – An installation to which the part 70 operating permit requirements of this rule apply, in accordance with the following criteria:

1. Installations that emit or have the potential to emit, in the aggregate, ten (10) tons per year (tpy) or more of any hazardous air pollutant, other than radionuclides, or twenty-five (25) tpy or more of any combination of these hazardous air pollutants or such lesser quantity as the administrator may establish by rule. Notwithstanding the preceding sentence, emissions from any oil or gas exploration or production well (with its associated equipment) and emissions from any pipeline compressor or pump station shall not be aggregated with emissions from other similar units, whether or not these units are in a contiguous area or under common control, to determine whether these units or stations are subject installations. For sources of radionuclides, the criteria shall be established by the administrator;

2. Installations that emit or have the potential to emit one hundred (100) tpy or more of any air pollutant subject to regulation, including all fugitive air pollutants. The fugitive emissions of an installation shall not be considered unless the installation belongs to one (1) of the source categories listed in 10 CSR 10-6.020(3)(B), Table 2. Subject to regulation means, for any air pollutant, that the pollutant is subject to either a provision in the Clean Air Act or a nationally applicable regulation codified by the administrator in 40 CFR 50–99, that requires actual control of the quantity of emissions of that pollutant, and that such a control requirement has taken effect and is operative to control, limit, or restrict the quantity of emissions of that pollutant released from the regulated activity;

3. Installations located in nonattainment areas or ozone transport regions –

A. For ozone nonattainment areas, sources with the potential to emit one hundred (100) tpy or more of volatile organic compounds or oxides of nitrogen in areas classified as marginal or moderate, fifty (50) tpy or more in areas classified as serious, twenty-five (25) tpy or more in areas classified as severe, and ten (10) tpy or more in areas classified as extreme; except that the references in this paragraph to one hundred (100), fifty (50), twenty-five (25), and ten (10) tpy of nitrogen oxides shall not apply with respect to any source for which the administrator has made a finding, under section 182(f)(1) or (2) of the Act, that requirements under section 182(f) of the Act do not apply;

B. For ozone transport regions established pursuant to section 184 of the Act, sources with the potential to emit fifty (50) tpy or more of volatile organic compounds;

C. For carbon monoxide nonattainment areas that are classified as serious, and in which stationary sources contribute significantly to carbon monoxide levels as determined under rules issued by the administrator, sources with the potential to emit fifty (50) tpy or more of carbon monoxide; and

D. For particulate matter less than ten (10) micrometers (PM10) nonattainment areas classified as serious, sources with the potential to emit seventy (70) tpy or more of PM10;

4. Installations that are affected sources under Title IV of the 1990 Act;

5. Installations that are solid waste incinerators subject to section 129(e) of the Act;

6. Installations in a source category designated by the administrator as a part 70 source pursuant to 40 CFR 70.3; and

7. Installations are not subject to part 70 source requirements unless the administrator subjects them to part 70 requirements by rule and the installations would be part 70 sources strictly because they are subject to –

A. A standard, limitation, or other requirement under section 111 of the Act, including area sources; or

B. A standard or other requirement under section 112 of the Act, except that a source, including an area source, is not required to obtain a permit solely because it is subject to rules or requirements under section 112(r) of the Act.

*[(S)]***(Y)** Permanent – Cessation of operation of any air pollution control equipment or process equipment, not to be placed back into service or have a start-up; or terms or conditions that will not change.

*[(T)]***(Z)** Permitting authority – Either the administrator or the state air pollution control agency, local agency, or other agency authorized by the administrator to carry out a permit program as intended by the Act.

(AA) Portable equipment – Any equipment that is designed and maintained to be movable, primarily for use in noncontinuous operations. Portable equipment includes rock crushers, asphaltic concrete plants, and concrete batching plants.

***(*BB) Portable equipment installation – An installation made up solely of portable equipment, meeting the requirements of or having been permitted according to 10 CSR 10-6.060(4).**

*[(U)]***(CC)** Regulated air pollutant – All air pollutants or precursors for which any standard has been promulgated.

*[(V)]***(DD)** Renewal – The process by which an operating permit is reissued at the end of its term.

*[(W)]***(EE)** Responsible official – Includes one (1) of the following:

1. The president, secretary, treasurer, or vice-president of a corporation in charge of a principal business function, any other person who performs similar policy and decision making functions for the corporation, or a duly authorized representative of this person if the representative is responsible for the overall operation of one (1) or more manufacturing, production, or operating facilities applying for or subject to a permit and either –

A. The facilities employ more than two hundred fifty (250) persons or have a gross annual sales or expenditures exceeding twenty-five (25) million dollars (in second quarter 1980 dollars); or

B. The delegation of authority to this representative is approved in advance by the permitting authority;

2. A general partner in a partnership or the proprietor in a sole proprietorship;

3. Either a principal executive officer or ranking elected official in a municipality or state, federal, or other public agency. For the purpose of this *[subparagraph]* **subsection**, a principal executive officer of a federal agency includes the chief executive officer having responsibility for the overall operations of a principal geographic unit of the agency; or

4. The designated representative of an affected source insofar as actions, standards, requirements, or prohibitions under Title IV of the Act or the regulations promulgated under the Act are concerned and the designated representative for any other purposes under part 70.

(FF) Temporary installation – An installation which operates or emits pollutants less than two (2) years.

*[(X)]***(GG)** Title I modification – Any modification that requires a nonattainment, attainment, or unclassified area permit under 10 CSR 10-6.060 or that is subject to any requirement under 10 CSR 10-6.070 or 10 CSR 10-6.080.

*[(Y)]***(HH)** Definitions of certain terms specified in this rule, other than those defined in this rule section, may be found in 10 CSR 10-6.020.

(4) Intermediate State Operating Permits.

(B) Permit Notification/Applications.

1. Timely notification/applications.

A. All notifications/applications will be submitted in duplicate. Intermediate installations shall file initial notifications/applications on the following schedule:

(I) Subsequent application.

(a) Any installation that becomes subject to this section shall file a complete application no later than ninety (90) days after the commencement of operations.

(b) If an installation already has an issued part 70 operating permit, the installation is subject to the requirements of the part 70 operating permit and intermediate application until the intermediate permit is issued and the part 70 operating permit is terminated;

(II) Renewal application. Installations subject to this section shall file complete applications for renewal of the operating permits at least six (6) months before the date of permit expiration. In no event shall this time be greater than eighteen (18) months;

(III) Unified review. An installation subject to this section required to have a construction permit under 10 CSR 10-6.060 may submit a complete application for an operating permit or permit modification for concurrent processing as a unified review. An operating permit submitted for concurrent processing shall be submitted with the applicant's construction permit application, or at a later time as the permitting authority may allow, provided that the total review period does not extend beyond eighteen (18) months. An installation that is required to obtain a construction permit under 10 CSR 10-6.060 and that, in writing, has not chosen to undergo unified review shall file a complete operating permit application, permit amendment, or modification application separate from the construction permit application within ninety (90) days after commencing operation;

(IV) Application/notification expirations.

(a) Installations that have an active initial or renewal application with a receipt stamp shall –

I. Be deemed to have submitted the initial or renewal application; and

II. Submit a renewal application, as identified in paragraph (4)(B)3. of this rule, six to eighteen (6–18) months prior to the expiration date of the permit issued according to subsection (4)(E) of this rule;

(b) Installations that have an accepted notification shall submit a renewal application as identified in paragraph (4)(B)3. of this rule, six to eighteen (6–18) months prior to the expiration date; and

(c) Installations that have an initial or renewal notification – accepted or with a receipt stamp, but that is expired – shall still submit a renewal application as identified in paragraph (4)(B)3. of this rule; and

(V) Notwithstanding the deadlines established in this subsection, a complete initial notification/application filed at any time shall be accepted for processing.

B. Complete application.

(I) The permitting authority shall review each application for completeness and shall inform the applicant within sixty (60) days if the application is not complete. In order to be complete, an application must include a completed application form and, to the extent not called for by the form, the information required in paragraph (4)(B)3. of this rule.

(II) If the permitting authority does not notify the installation within sixty (60) days after receipt that its application is not complete, the application shall be deemed complete. However, nothing in this subsection shall prevent the permitting authority from requesting additional information that is reasonably necessary to process the application.

(III) The permitting authority shall maintain a checklist to be used for the completeness determination. A copy of the checklist identifying the application's deficiencies shall be provided to the applicant along with the notice of incompleteness.

(IV) If, while processing an application that has been determined or deemed to be complete, the permitting authority determines that additional information is necessary to evaluate or take final action on that application, the permitting authority may request this additional information be in writing. In requesting this information, the permitting authority shall establish a reasonable deadline for a response.

(V) In submitting an application for renewal of an operating permit, the applicant may identify terms and conditions in the previous permit that should remain unchanged, and may incorporate by reference those portions of the existing permit (and the permit application and any permit amendment or modification applications) that describe products, processes, operations, and emissions to which those terms and conditions apply. The applicant must identify specifically and list which portions of the previous permit or applications, or both, are incorporated by reference. In addition, a permit renewal application must contain –

(a) Information specified in paragraph (4)(B)3. of this rule for those products, processes, operations, and emissions –

I. That are not addressed in the existing permit;

II. That are subject to applicable requirements which are not addressed in the existing permit; or

III. For which the applicant seeks permit terms and conditions that differ from those in the existing permit; and

(b) A compliance plan and certification as required in parts (5)(B)3.I.(I)–(IV) and subparagraph (5)(B)3.J. of this rule.

C. Confidential information. An applicant may make claims of confidentiality pursuant to 10 CSR 10-6.210, for information submitted pursuant to this section. The applicant shall also submit a copy of this information directly to the

administrator, if the permitting authority requests that the applicant do so.

[D. Filing fee. The filing fee is determined using a tiered system based on the complexity of the permit. The total filing fee is the base fee added to the sum of all applicable complexity fee items the facility is subject to at the time the permit application is submitted. This tiered system for calculating the operating permit filing fee applies to initial and renewal applications for permits. Beginning January 1, 2026, filing fees for Intermediate operating permits change in accordance with Table 1 of this subsection. To calculate the application filing fee, use the following formula:
Total filing fee = (base fee) + (total additional complexity fee)
Where:
Total filing fee = amount due upon filing of operating permit application, not to exceed six thousand five hundred dollars ($6,500) (regardless of calculated amount)
Base fee = determine using Table 1
Total additional complexity fee = determine using Table 2
Table 1: Base fee

Number of Emission Units	Base Fee (prior to January 1, 2026)	Base Fee (beginning January 1, 2026)
0 to 30	$750	$1,250
31 to 60	$1,000	$1,500
61 to 90	$1,250	$1,750
Over 91	$1,500	$2,000

Table 2: Worksheet for installation additional complexity fee calculations

Complexity Category	Calculation				
	Number per installation	x	Fee	=	Additional complexity fee subtotal
New Source Performance Standard (NSPS)	_____	x	$1,000 =		_____
Maximum Achievable Control Technology (MACT)	_____	x	$1,500 =		_____
National Emissions Standards for Hazardous Air Pollutants (NESHAP)	_____	x	$1,500 =		_____
Compliance Assurance Monitoring (CAM)	_____	x	$1,000 =		_____
Confidentiality Request	_____	x	$500 =		_____
Acid Rain	_____	x	$500 =		_____
Total additional complexity fee					$]

D. Filing fee information is listed in 10 CSR 10-6.025(5).

2. Duty to supplement or correct application. Any applicant who fails to submit any relevant facts, or who has submitted incorrect information in a permit application, upon becoming aware of this failure or incorrect submittal, shall promptly submit supplementary facts or corrected information. In addition, an applicant shall provide additional information, as necessary, to address any requirements that become applicable to the installation after the date an application is deemed complete, but prior to issuance or validation of the permit, whichever is later.

3. Standard application form and required information. The permitting authority shall prepare and make available to all intermediate installations subject to this section an operating permit application form(s). The operating permit application form(s) shall require a general description of the installation and the installation's processes and products, emissions-related information, and all applicable emission limitations and control requirements for each emissions unit at the installation to be permitted. The notification also shall require a statement of the installation's compliance status with respect to these requirements and a commitment regarding the installation's plans to either attain compliance with these requirements within the time allowed by law or maintain compliance with these requirements during the operating permit period. An applicant shall submit an application package consisting of the standard application form, emission inventory questionnaire, compliance plan, and compliance certification as identified in subparagraphs (5)(B)3.A.–H., parts (5)(B)3.I.(I)–(IV), and subparagraph (5)(B)3.J. of this rule.

4. Certification by responsible official. Any application form, report, or compliance certification submitted pursuant to this rule shall contain certification by a responsible official of truth, accuracy, and completeness. This certification, and any other certification, shall be signed by a responsible official and shall contain the following language: "I certify, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate, and complete."

5. Single, multiple, or general permits. Pursuant to section (4) of this rule, an installation must have a permit (or group of permits) addressing all applicable requirements for all emission units in the installation. An installation may comply with this subsection through any one (1) of the methods identified in subsections (3)(A)–(3)(D) of this rule.

(5) Part 70 Operating Permits.

(B) Permit Applications.

1. Duty to apply.

A. Timely application.

(I) A complete initial application filed at any time shall be accepted for processing. However, acceptance of an application does not relieve the applicant of his/her liability for submitting an untimely application.

(II) An installation subject to this section required to meet section 112(g) of the Act, or to have a construction permit under 10 CSR 10-6.060, may submit a complete application for an operating permit or permit modification for concurrent processing as a unified review. An operating permit application submitted for concurrent processing shall be submitted with the applicant's construction permit application, or at a later time as the permitting authority may allow, provided that the total review period does not extend beyond eighteen (18) months. An installation that is required to obtain a construction permit under 10 CSR 10-6.060 and who, in writing, has not chosen to undergo unified review shall file a complete operating permit application, permit amendment, or modification application separate from the construction permit application within twelve (12) months after commencing operation.

(III) An installation that becomes subject to this section for any reason that does not require the installation to obtain a construction permit under 10 CSR 10-6.060 shall file a complete operating permit application within twelve (12) months after the installation becomes subject to this section.

*[(III)]***(IV)** Installations subject to this section shall file complete applications for renewal of the operating permits at least six (6) months before the date of permit expiration. In no event shall this time be greater than eighteen (18) months.

B. Complete application.

(I) The permitting authority shall review each application for completeness and shall inform the applicant within sixty (60) days if the application is not complete. In order to be complete, an application must include a completed application form and, to the extent not called for by the form, the information required in paragraph (5)(B)3. of this rule.

(II) If the permitting authority does not notify the installation within sixty (60) days after receipt that its application is not complete, the application shall be deemed complete. However, nothing in this subsection shall prevent the permitting authority from requesting additional information that is reasonably necessary to process the application.

(III) The permitting authority shall maintain a checklist to be used for the completeness determination. A copy of the checklist identifying the application's deficiencies shall be provided to the applicant along with the notice of incompleteness.

(IV) If, while processing an application that has been determined or deemed to be complete, the permitting authority determines that additional information is necessary to evaluate or take final action on that application, the permitting authority may request this additional information be in writing. In requesting this information, the permitting authority shall establish a reasonable deadline for a response.

(V) In submitting an application for renewal of an operating permit, the applicant may identify term and conditions in the previous permit that should remain unchanged, and may incorporate by reference those portions of the existing permit (and the permit application and any permit amendment or modification applications) that describe products, processes, operations, and emissions to which those terms and conditions apply. The applicant must identify specifically and list which portions of the previous permit or applications, or both, are incorporated by reference. In addition, a permit renewal application must contain –

(a) Information specified in paragraph (5)(B)3. of this rule for those products, processes, operations, and emissions –

I. That are not addressed in the existing permit;

II. That are subject to applicable requirements which are not addressed in the existing permit; or

III. For which the applicant seeks permit terms and conditions that differ from those in the existing permit; and

(b) A compliance plan and certification as required in subparagraphs (5)(B)3.I. and J. of this rule.

C. Confidential information. If an applicant submits information to the permitting authority under a claim of confidentiality pursuant to 10 CSR 10-6.210, the applicant shall also submit a copy of this information directly to the administrator, if the permitting authority requests that the applicant do so.

[D. Filing fee. The filing fee is determined using a tiered system based on the complexity of the permit. The total filing fee is the base fee added to the sum of all applicable complexity fee items the facility is subject to at the time the permit application is submitted. This tiered system for calculating the operating permit filing fee applies to initial and renewal applications for permits. Beginning January 1, 2026, filing fees for part 70 operating permits change in accordance with Table 1 of this subsection. To calculate the application filing fee, use the following formula:

Total filing fee = (base fee) + (total additional complexity fee)

Where:

Total filing fee = amount due upon filing of operating permit application, not to exceed six thousand five hundred dollars ($6,500) (regardless of calculated amount)

Base fee = determine using Table 1

Total additional complexity fee = determine using Table 2

Table 1: Base fee

Number of Emission Units	*Base Fee (prior to January 1, 2026)*	*Base Fee (beginning January 1, 2026)*
0 to 30	*$750*	*$1,250*
31 to 60	*$1,000*	*$1,500*
61 to 90	*$1,250*	*$1,750*
Over 91	*$1,500*	*$2,000*

Table 2: Worksheet for installation additional complexity fee calculations

Complexity Category	*Calculation*			
	Number per installation	*x Fee =*		*Additional complexity fee subtotal*
New Source Performance Standard (NSPS)	_____	*x*	*$1,000 =*	_____
Maximum Achievable Control Technology (MACT)	_____	*x*	*$1,500 =*	_____
National Emissions Standards for Hazardous Air Pollutants (NESHAP)	_____	*x*	*$1,500 =*	_____
Compliance Assurance Monitoring (CAM)	_____	*x*	*$1,000=*	_____
Confidentiality Request	_____	*x*	*$500=*	_____
Acid Rain	_____	*x*	*$500=*	_____
Total additional complexity fee				*$]*

D. Filing fee information is listed in 10 CSR 10-6.025 section (5).

2. Duty to supplement or correct application. Any applicant who fails to submit any relevant facts, or who has submitted incorrect information in a permit application, upon becoming aware of this failure or incorrect submittal,

shall promptly submit supplementary facts or corrected information. In addition, an applicant shall provide additional information, as necessary, to address any requirements that become applicable to the installation after the date an application is deemed complete, but prior to issuance or validation of the permit, whichever is later.

3. Standard application form and required information. An applicant shall submit an application package consisting of the standard application form, emission inventory questionnaire, compliance plan, and compliance certification. The application package must include all information needed to determine applicable requirements. The application must include information needed to determine the applicability of any applicable requirement. The applicant shall submit the information called for by the application form for each emissions unit at the installation to be permitted, except for insignificant activities. An activity cannot be listed as insignificant if the activity has an applicable requirement. The installation shall provide a list of any insignificant activities that are exempt because of size or production rate. Any insignificant activity required to be listed in the application also must list the approximate number of activities included (for example, twenty (20) leaky valves) and the estimated quantity of emissions associated. The application must include any other information, as requested by the permitting authority, to determine the insignificant activities have no applicable requirements. Information reported in the permit application which does not result in the specification of any permit limitation, term, or condition with respect to that information (including, but not limited to, information identifying insignificant activities) shall not in any way constrain the operations, activities, or emissions of a permitted installation, except as otherwise provided in this section. The standard application form (and any attachments) shall require that the following information be provided:

A. Identifying information. The applicant's company name and address (or plant name and address if different from the company name), the owner's name and state registered agent, and the telephone number and name of the plant site manager or other contact person;

B. Processes and products. A description of the installation's processes and products (by two- (2-) digit Standard Industrial Classification Code (SIC)), including those associated with any reasonably anticipated operating scenarios identified by the applicant;

C. Emissions-related information. The following emissions-related information on the emissions inventory forms:

(I) All emissions of pollutants for which the installation is a part 70 source, and all emissions of any other regulated air pollutants. The permit application shall describe all emissions of regulated air pollutants emitted from each emissions unit, except as provided for by section (5) of this rule. The installation shall submit additional information related to the emissions of air pollutants sufficient to verify which requirements are applicable to the installation;

(II) Identification and description of all emissions units whose emissions are included in part (5)(B)3.C.(I) of this rule, in sufficient detail to establish the applicability of any and all requirements;

(III) Emissions rates in tons per year and in such terms as are necessary to establish compliance consistent with the applicable standard reference test method, if any;

(IV) The following information to the extent needed to determine or regulate emissions including fuels, fuel use, raw materials, production rates, and operating schedules;

(V) Identification and description of air pollution control equipment;

(VI) Identification and description of compliance monitoring devices or activities;

(VII) Limitations on installation operations affecting emissions or any work practice standards, where applicable, for all regulated air pollutants;

(VIII) Other information required by any applicable requirement (including information related to stack height credit limitations developed pursuant to section 123 of the Act); and

(IX) Calculations on which the information in parts (5)(B)3.C.(I)–(VIII) of this rule is based;

D. Air pollution control information. The following air pollution control information:

(I) Citation and description of all applicable requirements; and

(II) Description of, or reference to, any applicable test method for determining compliance with each applicable requirement;

E. Applicable requirements information. Other specific information required under the permitting authority's regulations to implement and enforce other applicable requirements of the Act or of these rules, or to determine the applicability of these requirements;

F. Alternative emissions limits. If the SIP allows an installation to comply through an alternative emissions limit or means of compliance, the applicant may request that such an alternative limit or means of compliance be specified in the permit. The applicant must demonstrate that any such alternative is quantifiable, accountable, enforceable, and based on replicable procedures. The applicant shall propose permit terms and conditions to satisfy these requirements in the application;

G. Proposed exemptions. An explanation of any proposed exemptions from otherwise applicable requirements;

H. Proposed reasonably anticipated operating scenarios. Additional information, as determined necessary by the permitting authority, to define reasonably anticipated operating scenarios identified by the applicant for emissions trading or to define permit terms and conditions implementing operational flexibility;

I. Compliance plan. A compliance plan that contains all of the following:

(I) A description of the compliance status of the installation with respect to all applicable requirements;

(II) A description as follows:

(a) For applicable requirements with which the installation is in compliance, a statement that the installation will continue to comply with these requirements;

(b) For applicable requirements that will become effective during the permit term, a statement that the installation will comply with these requirements on a timely basis; and

(c) For any applicable requirements with which the installation is not in compliance at the time of permit issuance, a narrative description of how the installation will achieve compliance with these requirements;

(III) A compliance schedule as follows:

(a) For applicable requirements with which the installation is in compliance, a statement that the installation will continue to comply with these requirements;

(b) For applicable requirements that will become effective during the permit term, a statement that the installation will comply with these requirements on a timely basis. A statement that the installation will comply in a timely

manner with applicable requirements that become effective during the permit term shall satisfy this provision, unless a more detailed schedule is expressly required by the applicable requirement; and

(c) A schedule of compliance for all applicable requirements with which the installation is not in compliance at the time of permit issuance, including a schedule of remedial measures and an enforceable sequence of actions, with milestones, leading to compliance. (This compliance schedule shall resemble and be equivalent in stringency to that contained in any judicial consent decree or administrative order to which the installation is subject);

(IV) For installations required to have a schedule of compliance under subpart (5)(B)3.I.(III)(c) of this rule, a schedule for the submission of certified progress reports no less frequently than every six (6) months; and

(V) The compliance plan content requirements specified in this paragraph shall apply to, and be included in, the acid rain portion of a compliance plan for an affected source, except as specifically superseded by regulations promulgated under Title IV of the Act with regard to the schedule and method(s) the installation will use to achieve compliance with the acid rain emissions limitations;

J. Compliance certification and information.

(I) A certification of compliance with all applicable requirements signed by a responsible official consistent with paragraph (5)(B)4. of this rule and section 114(a)(3) of the Act.

(II) A statement of methods used for determining compliance, including a description of monitoring, recordkeeping and reporting requirements, and test methods.

(III) A schedule for the submission of compliance certifications during the permit term, which shall be submitted annually, or more frequently if required by an underlying applicable requirement.

(IV) A statement indicating the installation's compliance status with respect to any applicable enhanced monitoring and compliance certification requirements of the Act; and

K. Acid rain information. Nationally standardized forms for acid rain portions of permit applications and compliance plans shall be used, as required by rules promulgated under Title IV of the Act.

4. Certification by responsible official. Any application form, report, or compliance certification submitted pursuant to this rule shall contain certification by a responsible official of truth, accuracy, and completeness. This certification, and any other certification, shall be signed by a responsible official and shall contain the following language: "I certify, based on information and belief formed after reasonable inquiry, the statements and information in the document are true, accurate, and complete."

5. Single, multiple, or general permits. Pursuant to this section of the rule, an installation must have a permit (or group of permits) addressing all applicable requirements for all emissions units in the installation. An installation may comply with this subsection of the rule through any one (1) of the methods identified in subsections (3)(A)–(3)(D) of this rule.

AUTHORITY: sections 643.050 and 643.079, RSMo Supp. ***[2024] 2025****. Original rule filed Sept. 2, 1993, effective May 9, 1994. For intervening history, please consult the* ***Code of State Regulations.*** *Amended: Filed Nov. 13, 2025.*

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

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

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: A public hearing on this proposed amendment will begin at 9 a.m., Jan. 29, 2026. The public hearing will be held at the Elm Street Conference Center, 1730 East Elm Street, Lower Level, Bennett Springs Conference Room, Jefferson City, MO, and online with live video conferencing during the Missouri Air Conservation Commission meeting. Meeting participants can join the video meeting via https://dnr.mo.gov/calendar/event/293821. Participants may also join the meeting by phone using the toll number 1 (650) 479-3207. For assistance joining the meeting, call the Missouri Department of Natural Resources' Air Pollution Control Program at (573) 751-4817 or (800) 361-4827. A recording of the public hearing meeting will be available at https://dnr.mo.gov/commissions-boards-councils/air-conservation-commission. Opportunity to be sworn in by the court reporter in person, over video, or by phone to give testimony at the hearing shall be afforded any interested person. Interested persons, whether or not heard, may submit a written or email statement of their views until Feb. 5, 2026. Send online comments via the proposed rules webpage at https://apps5.mo.gov/proposed-rules/welcome.action#OPEN, email comments to apcprulespn@dnr.mo.gov, or mail written comments to Chief, Air Quality Planning Section, Missouri Department of Natural Resources' Air Pollution Control Program, PO Box 176, Jefferson City, MO 65102-0176.

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

PROPOSED AMENDMENT

10 CSR 10-6.110 Reporting Emission Data, Emission Fees, and Process Information. The commission is amending sections (2) through (4). If the commission adopts this rule action, the department intends to submit this rule amendment to the U.S. Environmental Protection Agency to replace the current rule that is in the Missouri State Implementation Plan. The evidence supporting the need for this proposed rulemaking is available for viewing at the Missouri Department of Natural Resources' Air Pollution Control Program at the address listed in the Notice of Public Hearing at the end of this rule. More information concerning this rulemaking can be found at the Missouri Department of Natural Resources' Proposed Rules website: https://apps5.mo.gov/proposed-rules.

PURPOSE: This amendment removes fee information associated with this rule for inclusion in a new rule, 10 CSR 10-6.025. Table numbers are reordered as a result of the removal of fee information. This amendment also adds definitions to this rule that are currently in 10 CSR 10-6.020. The evidence supporting the need for this proposed rulemaking, per 536.016, RSMo, is to consolidate all fee information into a single rule for the ease of stakeholders to find and review fees for air program services.

(2) Definitions.

(A) Capture efficiency – The fraction of all organic vapors or other pollutants generated by a process that is directed to a control device.

(B) Emission inventory – A listing of information on the location, type of source, type and quantity of pollutant emitted, as well as other parameters of the emissions.

*[(A)](***C**) Missouri Emissions Inventory System (MoEIS) – Online interface of the state of Missouri's air emissions inventory database.

*[(B)](***D**) Point source – Large, stationary (nonmobile), identifiable source of emissions that releases pollutants into the atmosphere. A point source is an installation that is either –

1. A major source under 40 CFR part 70 for the pollutants for which reporting is required; or

2. A holder of an intermediate operating permit.

*[(C)]***(E)** Reportable pollutants – The regulated air pollutants at the process level required for emission inventory reporting as summarized in Table 1 of this rule.

*[(D)]***(F)** Reporting threshold – Minimum amount of reportable emissions at the emission unit level that requires reporting as summarized in Table 1 of this rule. Emissions below this amount may be designated as insignificant on the Full Emissions Report. **Any emission unit included in an operating permit issued pursuant to 10 CSR 10-6.065 or a construction permit issued pursuant to 10 CSR 10-6.060, even those with insignificant emissions, shall be included in the report. Also, any emission unit, even those not included in a construction or operating permit, must be included in the report if its emissions during the reporting period are above the levels listed in Table 1.**

*[(E)]***(G)** Reporting year – Twelve- (12-) month calendar year ending December 31. The reporting requirement for installations with three- (3-) year reporting cycles begins with the 2011 reporting year. The subsequent reporting years will be every three (3) years following 2011 (i.e., 2014, 2017, 2020, etc.).

*[(F)]***(H)** Small source – An installation subject to this rule but not a point source as defined in this section of the rule.

*[(G)]***(I)** Definitions of certain terms specified in this rule, other than those specified in this rule section, may be found in 10 CSR 10-6.020.

TABLE 1. Reportable Pollutants with Reporting Thresholds

Process Level Reportable Pollutants		**Emission Unit Level Reporting Threshold**	
Point Sources	**Small Sources**	**Tons**	**Pounds**
PM_{10} fil PMcon	PM_{10} pri	0.438	876
$PM_{2.5}$ fil PMcon	$PM_{2.5}$ pri	0.438	876
SO_2		1	2000
NO_x		1	2000
VOC		0.438	876
CO		1	2000
Category One (1) HAP [a]		0.01 [a]	20 [a]
Category Two (2) HAP [b]		0.1 [b]	200 [b]
NH_3		0.438	876
Lead[a]		0.01 [a]	20 [a]

[a] Category One (1) Hazardous Air Pollutant (HAP) chemicals include Polycyclic Organic Matter, Arsenic Compounds, Lead Compounds, Chromium Compounds, Mercury Compounds (Alkyl and Aryl), Mercury Compounds (Inorganic), Nickel Compounds, Chlordane, Benzene, Methoxychlor, Vinyl Chloride, Heptachlor, Benzidine, Butadiene (1,3-), Chloromethyl Methyl Ether, Hexachlorobenzene, Bis(chloromethyl)ether, Asbestos, Polychlorinated Biphenyls, Trifluralin, Tetrachlorodibenzo-P-Dioxin (2,3,7,8-), Toxaphene, 1-Bromopropane (1-BP), and Coke Oven Emissions.

[b] Category Two (2) HAP chemicals are those defined in 10 CSR 10-6.020 that are not included in the list of Category One (1) HAP chemicals.

(3) General Provisions.

(A) Fees. **Fee information is listed in 10 CSR 10-6.025 section (6).**

[1. Any installation subject to this rule, except sources that produce charcoal from wood, shall pay an annual emission fee per ton of applicable pollutant emissions identified in Table 3. of this rule based on previous calendar year emissions and in accordance with paragraphs (3)(A)2. through (3)(A)8. of this rule. The emission fee shall be fifty-five dollars and no cents ($55.00) per ton emitted in calendar year 2024, fifty-eight dollars and no cents ($58.00) per ton emitted in calendar year 2025, sixty dollars and no cents ($60.00) per ton emitted in calendar year 2026, and sixty-two dollars and no cents ($62.00) per ton emitted in calendar year 2027 and beyond.

2. For Full Emissions Reports, the fee is based on the information provided in the installation's emissions report. For sources which qualify for and use the Reduced Reporting Form, the fee shall be based on the last Full Emissions Report.

3. The fee shall apply to the first four thousand (4,000) tons of each air pollutant subject to fees as identified in Table 3. of this rule. No installation shall be required to pay fees on total emissions in excess of twelve thousand (12,000) tons for any reporting year. An installation subject to this rule which emitted less than one (1) ton of all pollutants subject to fees shall pay a fee for one (1) ton.

4. An installation which pays emission fees to a holder of a certificate of authority issued pursuant to section 643.140, RSMo, may deduct those fees from the emission fee due under this section.

5. The fee imposed in paragraph (3)(A)1. of this rule shall not apply to NH3, CO, PM2.5, or HAPs reported as PM10 or VOC, as summarized in Table 3. of this rule.

6. Emission fees for the reporting year are due June 1 after each reporting year. The fees shall be payable to the Missouri Department of Natural Resources.

7. To determine emission fees, an installation shall be considered one (1) source as defined in section 643.078.2, RSMo, except that an installation with multiple operating permits shall pay emission fees separately for air pollutants emitted under each individual permit.

8. Beginning January 1, 2025, any installation subject to this rule, except sources that produce charcoal from wood, shall pay an annual base fee in addition to any applicable emission fees. The annual base fee is as specified in Table 2. of this rule, due June 1 the following year.

Table 2. Tiered Base Fee Structure

Title V and Intermediate Sources	
Base Fee	*Actual Emission Thresholds*
$100	*0 to 10 tons*
$250	*11 to 20 tons*
$500	*21 to 100 tons*
$1,500	*101 to 500 tons*

$2,500	*501 tons and over*
Non-Title V Sources	
Base Fee	*Actual Emission Thresholds*
$50	*0 to 0 tons*
$100	*1 to 5 tons*
$250	*6 to 20 tons*
$500	*21 tons and over*

Table 3. Pollutant Fee Applicability

Pollutants Subject to Fees	*Pollutants Not Subject to Fees*
PM_{10} pri	*$PM_{2.5}$ pri*
SO_2	*CO*
NO_x	*NH_3*
VOC	*HAPs reported as PM_{10} or VOC*
HAP	
Lead]	

(4) Reporting and Recordkeeping. All data collected and recorded in accordance with the provisions of this rule shall be retained by the owner or operator for not less than five (5) years after the end of the calendar year in which the data was collected, and all these records shall be made available upon the director's request.

(A) The owner or operator of an installation that is subject to this rule shall collect information as required in this section of the rule. The information required in the emissions report is listed in Table *[4.]***2.** of this rule. All data elements must be reported initially, and only changed data elements must be reported subsequently. To ensure permit consistency, the Air Pollution Control Program Emissions Inventory Unit will provide assistance to identify and quantify the data elements in Table *[4.]***2.** of this rule.

Table *[4.]*2. Data Elements

1.	Inventory year
2.	Contact name
3.	Contact phone number
4.	Federal Information Processing Standard (FIPS) County Code
5.	Installation plant ID code
6.	Emission unit ID
7.	Stack ID
8.	Site name
9.	Physical address
10.	Source Classification Code (SCC)
11.	Heat content (fuel) (annual average)
12.	Ash content (fuel) (annual average)
13.	Sulfur content (fuel) (annual average)
14.	Reportable pollutant
15.	Activity level/throughput
16.	Annual emissions
17.	Emission factor, with method
18.	Winter throughput (percent)
19.	Spring throughput (percent)
20.	Summer throughput (percent)
21.	Fall throughput (percent)
22.	Hr/day in operation
23.	Days/wk in operation
24.	Wks/yr in operation
25.	Stack height
26.	Stack diameter
27.	Exit gas temperature
28.	Exit gas velocity
29.	Exit gas flow rate
30.	Capture efficiency (percent)
31.	Control efficiency (percent)
32.	Control device type and ID
33.	Emission release point type
34.	Maximum Hourly Design Rate (MHDR)

(B) Types and Frequency of Reporting. The requirements in this subsection are summarized in Table *[5.]***3.** of this rule.

1. All sources (part 70, intermediate, and small) must submit a Full Emissions Report for the first full calendar year of operation and, for point sources, a Full Emissions Report is required for an initial partial year of operation.

2. Starting with reporting year 2011, subsequent years of operation reports or forms shall be submitted as follows:

A. Part 70 sources must continue to submit a Full Emissions Report annually;

B. Intermediate sources must submit a Full Emissions Report every third year after 2011 (subsequent years 2014, 2017, 2020, etc.) and may submit a Reduced Reporting Form in other years unless either or both of the following apply:

(I) Any change in installation-wide emissions subject to fees of plus or minus five (5) tons or more since the last Full Emissions Report submitted requires a Full Emissions Report for that year; and

(II) A construction permit action issued under 10 CSR 10-6.060 section (5) or (6) requires a Full Emissions Report for the first full year the affected permitted equipment operates; and

C. Small sources may submit a Reduced Reporting Form for all subsequent years after a Full Emissions Report unless either or both of the following apply:

(I) Any change in installation-wide emissions subject to fees of plus or minus five (5) tons or more since the last Full Emissions Report submitted requires a Full Emissions Report for that year; and

(II) A construction permit action issued under 10 CSR 10-6.060 section (5) or (6) requires a Full Emissions Report for the first full year the affected permitted equipment operates.

3. An installation may choose to complete a Full Emissions Report in any year.

TABLE *[5.]***3.** Summary of Types and Frequency of Reporting

	Emission Year					
Installation Classification	**2023**	**2024**	**2025**	**2026**	**2027**	**Years Beyond 2027***
Part 70	Full Emissions Report	Full Emissions Report	Full Emissions Report	Full Emissions Report	Full Emissions Report	*
Intermediate	Full Emissions Report	Reduced Reporting Form *(subparagraph (4)(B)2.B.)*	Reduced Reporting Form *(subparagraph (4)(B)2.B.)*	Full Emissions Report	Reduced Reporting Form *(subparagraph (4)(B)2.B.)*	*
Small Source	Reduced Reporting Form *(subparagraph (4)(B)2.C.)*	Reduced Reporting Form *(subparagraph (4)(B)2.C.)*	Reduced Reporting Form *(subparagraph (4)(B)2.C.)*	Reduced Reporting Form *(subparagraph (4)(B)2.C.)*	Reduced Reporting Form *(subparagraph (4)(B)2.C.)*	*

*Reporting requirements for years beyond 2027 are repeated in three- (3-) year cycles (e.g., requirements for years 2028, 2029, and 2030 are the same as years 2025, 2026, and 2027 respectively).

(C) Submittal Requirements.

1. The Full Emissions Report shall be submitted either electronically via MoEIS, which requires Form 1.0 signed by an authorized company representative, or on Emissions Inventory Questionnaire (EIQ) paper forms on the frequency specified in Table *[5.]***3.** of this rule. Alternate methods of reporting the emissions, such as a spreadsheet file, can be submitted for approval by the director.

2. An installation that does not submit a Full Emissions Report is required to submit a Reduced Reporting Form, which is due April 1 after each reporting year.

3. The Full Emissions Report is due April 1 after each reporting year. If the Full Emissions Report is filed electronically via MoEIS, this due date is extended to May 1.

4. The installation owner or operator of record on December 31 of the reporting year is responsible for the emissions report and associated fees for the entire reporting year.

5. If there is no production from an installation in a reporting year, no emission fees are due for that year but notice of such status must be provided to the director in writing by the emissions report due date of April 1.

6. If an installation is out of business, the final emissions report required will be for the full or partial year the installation went out of business. Notice of such status must be provided to the director in writing by the emissions report due date of April 1.

*AUTHORITY: sections 643.050 and 643.079, RSMo Supp. **[2024] 2025**. Original rule filed June 13, 1984, effective Nov. 12, 1984. For intervening history, please consult the **Code of State Regulations.** Amended: Filed Nov. 13, 2025.*

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

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

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: A public hearing on this proposed amendment will begin at 9 a.m., Jan. 29, 2026. The public hearing will be held at the Elm Street Conference Center, 1730 East Elm Street, Lower Level, Bennett Springs Conference Room, Jefferson City, MO, and online with live video conferencing during the Missouri Air Conservation Commission meeting. Meeting participants can join the video meeting via https://dnr.mo.gov/calendar/event/293821. Participants may also join the meeting by phone using the toll number 1 (650) 479-3207. For assistance joining the meeting, call the Missouri Department of Natural Resources' Air Pollution Control Program at (573) 751-4817 or (800) 361-4827. A recording of the public hearing meeting will be available at https://dnr.mo.gov/commissions-boards-councils/air-conservation-commission. Opportunity to be sworn in by the court reporter in person, over video, or by phone to give testimony at the hearing shall be afforded any interested person. Interested persons, whether or not heard, may submit a written or email statement of their views until Feb. 5, 2026. Send online comments via the proposed rules webpage at https://apps5.mo.gov/proposed-rules/welcome.action#OPEN, email comments to apcprulespn@dnr.mo.gov, or mail written comments to Chief, Air Quality Planning Section, Missouri Department of Natural Resources' Air Pollution Control Program, PO Box 176, Jefferson City, MO 65102-0176.

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

PROPOSED AMENDMENT

10 CSR 10-6.241 Asbestos Projects – Registration, Abatement, Notification, Inspection, Demolition, and Performance Requirements. The commission is amending sections (2) and (3). The evidence supporting the need for this proposed rulemaking is available for viewing at the Missouri Department of Natural Resources' Air Pollution Control Program at the address listed in the Notice of Public Hearing at the end of this rule. More information concerning this rulemaking can be found at the Missouri Department of Natural Resources' Proposed Rules website: https://apps5.mo.gov/proposed-rules/welcome.action#OPEN.

PURPOSE: This amendment removes fee information associated with this rule for inclusion in a new rule, 10 CSR 10-6.025. This amendment also adds definitions to this rule that are currently in 10 CSR 10-6.020.

(2) Definitions.

(D) Asbestos air sampling technician – An individual who has been trained by an air sampling professional to do air monitoring and who conducts air monitoring of asbestos projects. Air sampling technicians need not be certified but are required to pass a training course and have proof of passage of the course at the site along with photo identification.

*[(D)]***(E)** Asbestos-containing material (ACM) – Any material or product which contains more than one percent (1%) asbestos.

(F) Asbestos contractor – Any person who by agreement, contractual or otherwise, conducts asbestos abatement projects at a location other than his/her own place of business.

(G) Asbestos Hazard Emergency Response Act (AHERA) – Law enacted in 1986 (P.L. 99–519).

*[(E)]***(H)** Asbestos project – An activity undertaken to remove or encapsulate one hundred sixty (160) square feet or two hundred sixty (260) linear feet or thirty-five (35) cubic feet or more of regulated asbestos-containing materials or demolition of any structure or building or a part of it containing the previously mentioned quantities of asbestos-containing materials.

*[(F)]***(I)** Demolition – The wrecking or taking out of any load-supporting structural member of a facility together with any related handling operations or the intentional burning of any facility.

(J) Friable asbestos-containing material – Any material that contains more than one percent (1%) asbestos, as determined by either the method specified in appendix E, section 1 Polarized Light Microscopy in 40 CFR 61, subpart M or EPA/600/R-93/116 Method for the Determination of Asbestos in Bulk Building Materials, that, when dry, may be crumbled, pulverized, or reduced to powder by hand pressure.

*[(G)]***(K)** Regulated asbestos-containing material (RACM) – Defined as follows:

1. Friable asbestos material;

2. Category I nonfriable ACM that has become friable;

3. Category I nonfriable ACM that will be or has been subjected to sanding, grinding, cutting, or abrading; or

4. Category II nonfriable ACM that has a high probability of becoming or has become crumbled, pulverized, or reduced to powder by the forces expected to act on the material in the course of demolition or renovation operations regulated by this paragraph.

*[(H)]***(L)** Definitions. Definitions of certain terms specified in this rule, other than those defined in this rule section, may be found in 10 CSR 10-6.020.

(3) General Provisions.

(A) Registration.

1. Any person that conducts an asbestos project shall register with the department. Business entities that qualify for exemption status from the state must reapply for exemption from registration.

2. The person shall apply for registration renewal on an annual basis, and two (2) months before the expiration date shall send the application to the department for processing. The contractor registration application or business exemption information shall be submitted on the forms provided by the department.

3. Annually, the person submitting a registration application to the department shall remit a nonrefundable *[fee of two thousand six hundred fifty dollars ($2,650) to the department. Effective January 1, 2026, the registration fee is two thousand nine hundred dollars ($2,900)]* **registration application fee to the department. The registration application fee amount is found in 10 CSR 10-6.025(7)(A)**.

4. To determine eligibility for registration and registration renewal, the department may consider the compliance history of the applicant as well as that of all management employees and officers. The department may also consider the compliance record of any other entity of which those individuals were officers and management employees.

5. Registration may be denied for any one (1) or more of the following reasons:

A. Providing false or misleading statements in the application;

B. Failure to submit a complete application;

C. Three (3) or more citations or violations of existing asbestos regulations within the last two (2) years;

D. Three (3) or more violations of 29 CFR 1910.1001 or 29 CFR 1926.1101 within the last two (2) years;

E. Fraud or failure to disclose facts relevant to their application; and

F. Any other information which may affect the applicant's ability to appropriately perform asbestos work.

(E) Asbestos Project Notification. Any person undertaking an asbestos project shall submit a notification to the department for review at least ten (10) working days prior to the start of the project. Business entities with state-approved exemption status are exempt from notification except for those projects for which notification is required by the EPA's National Emission Standards for Hazardous Air Pollutants (NESHAPS). The department may waive the ten- (10-) working-day review period upon request for good cause. To apply for this waiver, the person shall complete the appropriate sections of the notification form provided by the department. The person who applies for the ten- (10-) working-day waiver must obtain approval from the department before the project can begin.

1. The person shall submit the notification by email, U.S. Postal Service, fax, or commercial delivery on the form provided by the department.

2. If an amendment to the notification is necessary, the person shall notify the department immediately by email, U.S. Postal Service, commercial delivery, or fax.

3. Asbestos project notifications shall state actual dates and times of the project, the on-site supervisor, and a description of work practices. If the person must revise the dates and times of the project, the person shall notify the department and the regional office or the appropriate local delegated enforcement agency at least twenty-four (24) hours in advance of the change by email, U.S. Postal Service, commercial delivery, or fax.

4. A nonrefundable notification fee *[of two hundred dollars ($200)]* will be charged for each project constituting one hundred sixty (160) square feet, two hundred sixty (260) linear feet, or thirty-five (35) cubic feet or greater. *[Effective January 1, 2026, the notification fee is two hundred forty dollars ($240).]* If an asbestos project is in an area regulated by an authorized local air pollution control agency, and the person is required to pay notification fees to that agency, the person is exempt from paying the state fees. Persons conducting planned renovation projects determined by the department to fall under EPA's 40 CFR part 61 subpart M as specified in 10 CSR 10-6.080(3)(A) must pay this fee and the inspection fees required in subsection (3)(F) of this rule. **The amount of the nonrefundable notification fee is specified in 10 CSR 10-6.025(7)(B).**

5. Emergency project. Any person undertaking an emergency asbestos project shall notify the department within

twenty-four (24) hours of the onset of the project by telephone or by email and must receive departmental approval of emergency status. Business entities with state-approved exemption status are exempt from emergency notification for state-approved projects that are part of a NESHAPS planned renovation annual notification. If the emergency occurs after normal working hours or weekends, the person shall contact the Environmental Services Program. The notice shall provide –

A. A description of the nature and scope of the emergency;

B. A description of the measures immediately used to mitigate the emergency; and

C. A schedule for removal. Following the emergency notice, the person shall provide to the director a notification on the form provided by the department and submit it to the director within seven (7) days of the onset of the emergency. The amendment requirements for notification found in subsection (3)(E) of this rule are applicable to emergency projects.

(F) Inspections. **Asbestos contractors must allow representatives of the department to conduct inspections of projects.** There shall be a charge *[of two hundred dollars ($200)]* per inspection for **each of** the first two (2) inspections of any asbestos project. *[Effective January 1, 2026, the inspection fee is two hundred thirty dollars ($230) per inspection for the first two (2) inspections.]* **The amount of the inspection fee is specified in 10 CSR 10-6.025(7)(C).** The department or the local delegated enforcement agency shall bill the person for *[that]* **the** inspection(s) and the person shall submit the fee(s) within sixty (60) days of the date of the invoice, or sooner if required by a local delegated enforcement agency within its area of jurisdiction.

(I) Demolition. A nonrefundable notification fee *[of one hundred dollars ($100)]* will be charged for each demolition regulated under 10 CSR 10-6.080. *[Effective January 1, 2026, the notification fee is one hundred twenty dollars ($120)]* **The amount of the inspection fee is specified in 10 CSR 10-6.025(7)(D)**. If a demolition is in an area regulated by an authorized local air pollution control agency and the person is required to pay notification fees to that agency, the person is exempt from paying the state fees.

*AUTHORITY: section 643.225, RSMo 2016, and section 643.079, RSMo Supp. **[2024] 2025**. Original rule filed Jan. 12, 2004, effective Sept. 30, 2004. For intervening history, please consult the **Code of State Regulation**s. Amended: Filed Nov. 13, 2025.*

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

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

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: A public hearing on this proposed amendment will begin at 9 a.m., Jan. 29, 2026. The public hearing will be held at the Elm Street Conference Center, 1730 East Elm Street, Lower Level, Bennett Springs Conference Room, Jefferson City, MO, and online with live video conferencing during the Missouri Air Conservation Commission meeting. Meeting participants can join the video meeting via https://dnr.mo.gov/calendar/event/293821. Participants may also join the meeting by phone using the toll number 1 (650) 479-3207. For assistance joining the meeting, call the Missouri Department of Natural Resources' Air Pollution Control Program at (573) 751-4817 or (800) 361-4827. A recording of the public hearing meeting will be available at https://dnr.mo.gov/commissions-boards-councils/air-conservation-commission. Opportunity to be sworn in by the court reporter in person, over video, or by phone to give testimony at the hearing shall be afforded any interested person. Interested persons, whether or not heard, may submit a written or email statement of their views until Feb. 5, 2026. Send online comments via the proposed rules webpage at https://apps5.mo.gov/proposed-rules/welcome.action#OPEN, email comments to apcprulespn@dnr.mo.gov, or mail written comments to Chief, Air Quality Planning Section, Missouri Department of Natural Resources' Air Pollution Control Program, PO Box 176, Jefferson City, MO 65102-0176.

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

PROPOSED AMENDMENT

10 CSR 10-6.250 Asbestos Projects – Certification, Accreditation and Business Exemption Requirements. The commission is amending sections (2) and (3). The evidence supporting the need for this proposed rulemaking is available for viewing at the Missouri Department of Natural Resources' Air Pollution Control Program at the address listed in the Notice of Public Hearing at the end of this rule. More information concerning this rulemaking can be found at the Missouri Department of Natural Resources' Proposed Rules website: https://apps5.mo.gov/proposed-rules/welcome.action#OPEN.

PURPOSE: This amendment removes fee information associated with this rule for inclusion in a new rule, 10 CSR 10-6.025. This amendment also adds definitions to this rule that are currently in 10 CSR 10-6.020.

(2) Definitions.

(A) Air contaminant source – Any and all sources of emission of air contaminants whether privately or publicly owned or operated.

*[(A)]***(B)** Asbestos – The asbestiform varieties of serpentinite (chrysotile), riebeckite (crocidolite), cummingtonite-grunerite (amosite), anthophyllite, and actinolite-tremolite.

*[(B)]***(C)** Asbestos abatement – The encapsulation, enclosure, or removal of asbestos-containing materials in or from a facility or air contaminant source; or preparation of regulated asbestos-containing material prior to demolition or renovation.

*[(C)]***(D)** Asbestos abatement contractor – Any person who by agreement, contractual or otherwise, conducts asbestos abatement projects at a location other than his/her own place of business.

*[(D)]***(E)** Asbestos abatement project – See asbestos project.

*[(E)]***(F)** Asbestos-containing material (ACM) – Any material or product which contains more than one percent (1%) asbestos.

*[(F)]***(G)** Asbestos inspector – An individual who collects and assimilates information used to determine the presence and condition of asbestos-containing material in a facility or other air contaminant source. An asbestos inspector has to hold a diploma from a fully*[-]* approved EPA or Missouri-accredited AHERA inspector course and a high school diploma or its

equivalent.

*[(G)]***(H)** Asbestos project – An activity undertaken to remove or encapsulate one hundred sixty (160) square feet or two hundred sixty (260) linear feet or thirty-five (35) cubic feet or more of regulated asbestos-containing materials or demolition of any structure or building or a part of it containing the previously mentioned quantities of asbestos-containing materials.

*[(H)]***(I)** Facility – Any institutional, commercial, public, industrial, or residential structure, installation, or building (including any structure, installation, or building containing condominiums or individual dwelling units operated as a residential cooperative, but excluding residential buildings having four (4) or fewer dwelling units); any ship; and any active or inactive waste disposal site. For purposes of this definition, any building, structure, or installation that contains a loft used as a dwelling is not considered a residential structure, installation, or building. Any structure, installation or building that was previously subject to this subsection is not excluded, regardless of its current use or function.

*[(I)]***(J)** Definitions. Definitions of certain terms specified in this rule, other than those defined in this rule section, may be found in 10 CSR 10-6.020.

(3) General Provisions.

(C) Certification/Recertification Fees. The department shall assess *[—]***certification/recertification fees as found in 10 CSR 10-6.025(8)(A).**

[1. A one-hundred-dollar ($100) application fee for each individual applying for certification except for asbestos abatement workers, asbestos air sampling professionals, and asbestos air sampling technicians. Effective January 1, 2026, the application fee is one hundred ten dollars ($110);

2. A forty-dollar ($40) application fee for each asbestos abatement worker. Effective January 1, 2026, the application fee is fifty dollars ($50);

3. A one-hundred-dollar ($100) application fee for asbestos air sampling professional certification. Effective January 1, 2026, the application fee for asbestos air sampling professional certification is three hundred dollars ($300). No renewal fees for asbestos air sampling professionals. No application or renewal fees for asbestos air sampling technicians;

4. A twenty-five-dollar ($25) fee for each Missouri asbestos examination;

5. A twenty-dollar ($20) renewal fee for each renewal certificate for asbestos abatement workers. Effective January 1,2026, the renewal fee is thirty dollars ($30); and

6. A fifty-dollar ($50) renewal fee for each renewal certificate for non-asbestos abatement workers. Effective January 1, 2026, the renewal fee is sixty dollars ($60).]

(D) Accreditation of Training Programs. To be a training provider for the purposes of this rule, a person shall apply for accreditation to the department and comply with EPA's AHERA Model Accreditation Plan 40 CFR part 763, Appendix C, subpart E as incorporated by reference in paragraph (3)(B)1. of this rule. Business entities that are determined by the department to fall under subsection (3)(E) of this rule are exempt from this section.

1. Training providers shall apply for approval of a training course(s) as provided in section 643.228, RSMo, on the department-supplied Asbestos Training Course Accreditation form.

A. In addition to the written application, the training provider shall present each initial course for the department to audit. The department may deny accreditation of a course if the applicant fails to provide information required within sixty (60) days of receipt of written notice that the application is deficient. All training providers must apply for reaccreditation biennially.

B. Training providers must submit documentation that their courses meet the criteria set forth in this rule. Out-of-state providers must submit documentation of biennial audit by an accrediting agency with a written verification that Missouri rules are addressed in the audited course.

C. Providers must pay an accreditation fee *[of one thousand dollars ($1,000) per course category prior to issuance or renewal of an accreditation. Effective January 1, 2026, the accreditation fee is one thousand one hundred fifty dollars ($1,150). No person shall pay more than three thousand dollars ($3,000) for all course categories for which accreditation is requested at the same time. Effective January 1, 2026, the accreditation fee cap is three thousand four hundred fifty dollars ($3,450)]* **as found in 10 CSR 10-6.025(8)(B).**

2. At least two (2) weeks prior to the course starting date, training providers shall notify the department of their intent to offer initial training and refresher courses. The notification shall include the course title, starting date, the location at which the course will take place, and a list of the course instructors.

3. All training courses shall have a ratio of students to instructors in hands-on demonstrations that shall not exceed ten-to-one (10:1).

4. Instructor qualifications.

A. An individual must be Missouri-certified in a specialty area before they will be allowed to teach in that specialty area, except that instructors certified as supervisors may also instruct a worker course.

B. An individual with experience and education in industrial hygiene shall teach the sections of the training courses concerning the performance and evaluation of air monitoring programs and the design and implementation of respiratory protection programs. The department does not require that the instructor hold a degree in industrial hygiene, but the individual must provide documentation and written explanation of experience and training.

C. An individual who is a Missouri-certified supervisor, and who has sufficient training and work experience to effectively present the assigned subject matter, shall teach the hands-on training sections of all courses.

D. An individual who teaches the portions of the project designer's course involving heating, ventilation, and air conditioning (HVAC) systems, must –

(I) Be a licensed architect or a licensed engineer; or

(II) Must provide documentation of training and at least five (5) years' experience in the field.

5. The course provider must administer and monitor all course examinations. The course provider assumes responsibility for the security of exam contents and shall ensure that the participant passes the exam on his/her own merit. Minimum security measures for the written exams include ample space between participants, absence of written materials other than the examination and supervision of the exam by course provider.

6. When the provider offers training on short notice, the training provider shall notify the department as soon as possible but no later than two (2) days prior to commencement of that training.

7. When the provider cancels the course, the training provider should notify the department at the same time s/he notifies course participants*[,]* and shall follow up with written notification.

8. When rules, policies, or procedures change, the training

provider must update the initial and refresher courses. The training provider must notify the department as soon as s/he makes the changes.

9. The department may withdraw accreditation from providers who fail to accurately portray their Missouri accreditation in advertisements, who fail to ensure security of examinations, who fail to ensure that each student passes the exam on his/her own merit, or who issue improper certificates.

10. Training course providers must notify the department of any changes in training course content or instructors. Training course providers must submit résumés of all new instructors to the department as soon as substitutions or additions are made.

11. The department may revoke or suspend accreditation of any course subject to this rule if alterations in the course cause it to fail the department's accreditation criteria.

12. Training providers shall have thirty (30) days to correct identified deficiencies in training course(s) before the department revokes accreditation.

(E) Business Exemptions. The department may exempt a person from registration, certification, and certain notification requirements provided the person conducts asbestos projects solely at the person's own place(s) of business as part of normal operations in the facility and the person is also subject to the requirements and applicable standards of the EPA and United States Occupational Safety and Health Administration (OSHA) 29 CFR 1926.1101 as incorporated by reference in subparagraph (3)(A)4.E. of this rule. The person shall submit an application for exemption to the department on the department-supplied form. This exemption shall not apply to asbestos abatement contractors, to those subject to the requirements of AHERA, and to those persons who provide a service to the public in their place(s) of business as the economic foundation of the facility. These shall include, but not be limited to, child daycare centers, restaurants, nursing homes, retail outlets, medical care facilities, hotels, and theaters. The department shall review the exemption application within one hundred eighty (180) days. State-exempted business entities shall comply with all federal air sampling requirements for planned renovation operations.

1. Training course requirements.

A. The person shall fill out the department-supplied form describing training provided to employees and an explanation of how the training meets the applicable OSHA and EPA standards.

B. The person shall notify the department two (2) weeks before the person conducts training programs. This notification shall include the course title, start-up date, location, and course instructor(s).

C. If the person cancels the course, the person shall notify the department at the same time the person notifies course participants and follow up with written notification to the department.

D. When regulations, policies, or procedures change, the person must update the initial and refresher courses and notify the department as soon as the person makes the changes.

E. When the person conducts hands-on training, the ratio of students to instructors shall not exceed ten-to-one (10:1).

F. The person must allow representative(s) of the department to attend the training course for purposes of determining compliance with this rule.

G. Exempted persons shall submit to the director changes in curricula, instructors, and other significant revisions to the training program as they occur and submit résumés of all new instructors to the department as soon as substitutions or additions are made.

H. The department may revoke or suspend an exemption if on-site inspection indicates that the training fails the exemption requirements. These include, but are not limited to, a decrease in course length, a change in course content, or use of different instructors than those indicated in the application. The department, in writing, shall notify the person responsible for the training of deficiencies. The person shall have thirty (30) days to correct the deficiencies before the department issues final written notice of exemption withdrawal.

2. If the department finds an exemption application deficient, the person has sixty (60) days to correct the deficiencies. If, within sixty (60) days, the person fails to provide the department with the required information, the department may deny approval of the exemption.

3. The person shall submit a *[fee of two hundred fifty dollars ($250) with the application for exemption. This is a nonrefundable one- (1-) time fee]* **Business Exemption Application fee in accordance with 10 CSR 10-6.025(8)(C)**.

*AUTHORITY: section 643.225, RSMo 2016, and section 643.079, RSMo Supp. **[2024] 2025**. Original rule filed Dec. 14, 1992, effective Sept. 9, 1993. For intervening history, please consult the **Code of State Regulations**. Amended: Filed Nov. 13, 2025.*

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

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

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: A public hearing on this proposed amendment will begin at 9 a.m., Jan. 29, 2026. The public hearing will be held at the Elm Street Conference Center, 1730 East Elm Street, Lower Level, Bennett Springs Conference Room, Jefferson City, MO, and online with live video conferencing during the Missouri Air Conservation Commission meeting. Meeting participants can join the video meeting via https://dnr.mo.gov/calendar/event/293821. Participants may also join the meeting by phone using the toll number 1 (650) 479-3207. For assistance joining the meeting, call the Missouri Department of Natural Resources' Air Pollution Control Program at (573) 751-4817 or (800) 361-4827. A recording of the public hearing meeting will be available at https://dnr.mo.gov/commissions-boards-councils/air-conservation-commission. Opportunity to be sworn in by the court reporter in person, over video, or by phone to give testimony at the hearing shall be afforded any interested person. Interested persons, whether or not heard, may submit a written or email statement of their views until Feb. 5, 2026. Send online comments via the proposed rules webpage at https://apps5.mo.gov/proposed-rules/welcome.action#OPEN, email comments to apcprulespn@dnr.mo.gov, or mail written comments to Chief, Air Quality Planning Section, Missouri Department of Natural Resources' Air Pollution Control Program, PO Box 176, Jefferson City, MO 65102-0176.

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

PROPOSED AMENDMENT

10 CSR 10-6.255 Chemical Accident Prevention for Agricultural Anhydrous Ammonia. The commission is amending section (3). The evidence supporting the need for this proposed rulemaking is available for viewing at the Missouri Department of Natural Resources' Air Pollution Control Program at the address listed in the Notice of Public Hearing at the end of this rule. More information concerning this rulemaking can be found at the Missouri Department of Natural Resources' Proposed Rules website: https://apps5.mo.gov/proposed-rules/welcome.action#OPEN.

PURPOSE: This amendment removes fee information associated with this rule for inclusion in a new rule, 10 CSR 10-6.025. The evidence supporting the need for this proposed rulemaking, per 536.016, RSMo, is to consolidate all fee information into a single rule for the ease of stakeholders to find and review fees for air program services.

(3) General Provisions.

(C) Registration and Fees. **Agricultural anhydrous ammonia facilities must pay applicable registration and tonnage fees as specified in 10 CSR 10-6.025(9).**

[1. Each retail agricultural anhydrous ammonia facility is subject to an annual registration fee of two hundred dollars ($200), and an annual tonnage fee of one dollar and twenty-five cents ($1.25) per ton of agricultural anhydrous ammonia sold or used by the retail agricultural anhydrous ammonia facility.

2. Each distributor or terminal agricultural anhydrous ammonia facility is subject to an annual registration fee of five thousand dollars ($5,000). These entities are not subject to an annual tonnage fee.

3. Each facility will pay initial fees on March 31, 2025, for tonnage and registration for the calendar years 2023-2024.

4. In calendar years 2026 and beyond, fees are due on March 31 each year for the previous calendar year's tonnage and registration.]

*AUTHORITY: section 643.050, RSMo Supp. [2024] **2025**. Original rule filed June 13, 2024, effective Feb. 28, 2025. Amended: Filed Nov. 13, 2025.*

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

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

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: A public hearing on this proposed amendment will begin at 9 a.m., Jan. 29, 2026. The public hearing will be held at the Elm Street Conference Center, 1730 East Elm Street, Lower Level, Bennett Springs Conference Room, Jefferson City, MO, and online with live video conferencing during the Missouri Air Conservation Commission meeting. Meeting participants can join the video meeting via https://dnr.mo.gov/calendar/event/293821. Participants may also join the meeting by phone using the toll number 1 (650) 479-3207. For assistance joining the meeting, call the Missouri Department of Natural Resources' Air Pollution Control Program at (573) 751-4817 or (800) 361-4827. A recording of the public hearing meeting will be available at https://dnr.mo.gov/commissions-boards-councils/air-conservation-commission. Opportunity to be sworn in by the court reporter in person, over video, or by phone to give testimony at the hearing shall be afforded any interested person. Interested persons, whether or not heard, may submit a written or email statement of their views until Feb. 5, 2026. Send online comments via the proposed rules webpage at https://apps5.mo.gov/proposed-rules/welcome.action#OPEN, email comments to apcprulespn@dnr.mo.gov, or mail written comments to Chief, Air Quality Planning Section, Missouri Department of Natural Resources' Air Pollution Control Program, PO Box 176, Jefferson City, MO 65102-0176.

TITLE 12 – DEPARTMENT OF REVENUE
Division 10 – Director of Revenue
Chapter 2 – Income Tax

PROPOSED AMENDMENT

12 CSR 10-2.010 *[Capital Loss Allocation Between Spouses, Allocation of Taxable Social Security Benefits Between Spouses, and Computation of an Individual's Missouri Adjusted Gross Income on a Combined Income Tax Return]* ***Income Tax of Current or Former Spouses.*** The department is amending the title and all sections of the rule.

PURPOSE: This amendment, among other things, updates the rule to address the division of estimated income tax payments between former spouses who cannot agree on such division, coordinates the division of federal adjusted gross income between spouses in light of another regulation, and clarifies the basis for calculating the separate Missouri adjusted gross incomes of spouses filing a combined Missouri return.

[(1) The following general rules have been issued by the Missouri Department of Revenue and should be used in arriving at Missouri adjusted gross income (MAGI) of each spouse in situations involving losses from sale or exchange of capital assets, but only if the spouses file a joint federal income tax return for the year.]

(1) Estimated tax of spouses. Where a combined declaration of estimated tax has been made for the tax year, the estimated tax payments for that tax year may be divided in any amount between husband or wife as they together elect on a combined Missouri return or separate Missouri returns. Where one (1) or both spouses (or former spouses) file, or are required to file, separate Missouri returns and they have not together elected how to divide one (1) or more of such estimated tax payments (for example, when no returns are filed or when inconsistent estimated payment amounts are reported on separate Missouri returns), those specific estimated tax payments for the tax year shall be divided as follows, regardless of the name of the payor or bank account from which the amount was paid:

(A) Each spouse (or former spouse) shall divide his or her actual Missouri individual income tax for the tax year for which the estimated tax was paid by the sum of the actual Missouri individual income taxes of both spouses (or former spouses) for that tax year; and

(B) The result of this division shall be multiplied by the total of the estimated tax payments in question.

(2) Losses*[: General Rule]*. **This general rule is to be used in arriving at each spouse's portion of their joint federal adjusted gross income to be used on their combined Missouri income tax return in situations involving losses**

from sale or exchange of capital assets. If the losses from the sale or exchange of capital assets exceed the net gains from the sales*[, so a loss is reported on federal Form 1040 U.S. Individual Income Tax Return]*, then, subject to the limitation provided for in *Internal Revenue Code* (IRC) Section 1211, allocate the excess to the spouse responsible for the excess. (For examples 1-3 below, the Section 1211 limitation is $3,000.) If both spouses are responsible for the excess, then allocate the excess, subject to IRC Section 1211 limitation, between the spouses on a *pro rata* basis.

(A) Example No. 1: Assume the following facts on the joint federal income tax return for *[2017]* **2024**:

	Spouse 1	**Spouse 2**	**Total**
Wages	$10,000	$5,000	$15,000
Gain (loss)	($2,000)	($3,000)	($5,000)
Section 1211 limitation			($3,000)
Federal adjusted gross income (FAGI)			$12,000

Missouri Answer: The amount of the excess is $5,000 but, because of the limitation of IRC Section 1211, the deductibility of the loss is limited to $3,000. Since both spouses are responsible for the excess, then allocate the $3,000 on a pro rata basis, that is – Spouse 1 (2/5 x 3,000) and Spouse 2 (3/5 x 3,000).

[MAGI] **Each spouse's portion of FAGI** is therefore –

	Spouse 1	**Spouse 2**	**Total**
Wages	$10,000	$5,000	**$15,000**
Section 1211 deduction	($1,200)	($1,800)	
[MAGI] **FAGI**	$8,800	$3,200	$12,000

(B) Example No. 2: Assume the following facts on the joint federal income tax return for *[2017]* **2024**:

	Spouse 1	**Spouse 2**	**Total**
Wages	$10,000	$5,000	$15,000
Short-term *[G]***g**ain (loss)	($200)	($300)	($500)
Long-term *[G]***g**ain (loss)	($8,000)	$3,000	($5,000)
Section 1211 limitation			($3,000)
Federal adjusted gross income			$12,000

Missouri Answer: The amount of the excess is $5,500 but, because of the limitation of IRC Section 1211, the deductibility of the loss is limited to $3,000. The $5,500 excess includes $5,200 for Spouse 1 and $300 for Spouse 2. Since both spouses are responsible for the excess, then allocate the $3,000 on a pro rata basis, that is, Spouse 1 (5,200/5,500 x 3,000) and Spouse 2 (300/5,500 x 3,000).

[MAGI] **Each spouse's portion of FAGI** is therefore –

	Spouse 1	**Spouse 2**	**Total**
Wages	$10,000	$5,000	**$15,000**
Section 1211 deduction	($2,850)	($150)	
[MAGI] **FAGI**	$7,150	$4,850	$12,000

(C) Example No. 3: Assume the following facts on the joint federal income tax return for *[2017]* **2024**:

	Spouse 1	**Spouse 2**	**Total**
Wages	$10,000	$5,000	$15,000
Short-term *[G]***g**ain (loss)	$1,000	($1,000)	$0
Long-term *[G]***g**ain (loss)	($8,000)	$3,000	($5,000)
Section 1211 limitation			($3,000)
FAGI			$12,000

Missouri Answer: Since there are no net short-term losses, all of the IRC Section 1211 limitation of $3,000 should be allocated from excess long-term losses. Since Spouse 1 is responsible for the excess, the entire amount of the limitation is allocated to Spouse 1.

[MAGI] **Each spouse's portion of FAGI** is therefore*[:]* –

	Spouse 1	**Spouse 2**	**Total**
Wages	$10,000	$5,000	**$15,000**
Section 1211 deduction	($3,000)	$0	
[MAGI] **FAGI**	$7,000	$5,000	$12,000

(3) **Social Security benefits. For spouses who file a joint federal income tax return for the tax year,** Social Security benefits that are included in federal adjusted gross income (AGI) must be allocated between spouses on the *[Individual Income Tax Return – Long Form, Form MO-1040,]* **Missouri combined individual income tax return using the Form MO-1040** for the appropriate tax year. They must be allocated between spouses based on the proportionate share of gross Social Security benefits received by each spouse, multiplied by the portion of the benefits included in federal *[taxable]* **adjusted gross** income.

(A) Example: A husband receives eight thousand dollars ($8,000) in Social Security benefits and the wife receives two thousand dollars ($2,000), for total gross benefit of ten thousand dollars ($10,000). The husband's proportionate share is eighty percent (80%) and the wife's is twenty percent (20%). If four thousand dollars ($4,000) in benefits were included in federal *[taxable]* **adjusted gross** income, then the husband's allocated portion on the Missouri return would be three thousand two hundred dollars ($3,200) and the wife's portion would be eight hundred dollars ($800). This is arrived at by multiplying four thousand dollars by eighty percent ($4,000 × 80%) for the husband and four thousand dollars by twenty percent ($4,000 × 20%) for the wife. These amounts must be used in calculating the Missouri AGI of the husband and wife.

[(4) In general, if a married couple files a combined Missouri income tax return, the combined Missouri adjusted gross income equals the sum of each spouse's separate Missouri adjusted gross income. The spouse's separate Missouri adjusted gross income equals the federal adjusted gross income reportable by the spouse had the spouse filed a separate federal return, as adjusted by the modifications under sections 143.121 and 135.647, RSMo.]

(4) Missouri adjusted gross incomes of spouses. In general, if a married couple files a combined Missouri income tax return, the combined Missouri adjusted gross income equals the sum of each spouse's separate Missouri adjusted gross income. The spouse's separate Missouri adjusted gross income is based on that spouse's portion of joint federal adjusted gross income as determined under instructions published by the Department of Revenue for the tax year. Each spouse's portion of joint federal adjusted gross income is then adjusted by the state addition and subtraction modifications under, for example, sections 143.121.2, 143.121.3, and 135.647.2, RSMo, to arrive at the spouse's separate Missouri adjusted gross income.

(A) Examples.

[1. A married couple reported federal adjusted gross income of thirty-two thousand dollars ($32,000) on their joint federal income tax return. On their combined Missouri income tax return, one (1) spouse reported separate federal adjusted gross income of thirty-eight thousand dollars ($38,000), and the other

spouse reported separate federal adjusted gross income of negative six thousand dollars (-$6,000). The combined Missouri adjusted gross income equals thirty-two thousand dollars ($32,000) (thirty-eight thousand dollars ($38,000) plus negative six thousand dollars (-$6,000)).]

*[2.]***1.** A married couple reported federal adjusted gross income of thirty-nine thousand dollars ($39,000) on their joint federal income tax return. On their combined Missouri income tax return, one (1) spouse reported separate federal adjusted gross income of thirty-eight thousand dollars ($38,000), and the other spouse reported separate federal adjusted gross income of one thousand dollars ($1,000) and a five thousand dollar ($5,000) subtraction for interest from exempt U.S. government obligations. The combined Missouri adjusted gross income equals thirty-four thousand dollars ($34,000) (thirty-eight thousand dollars ($38,000) plus negative four thousand dollars (-$4,000)).

*[3.]***2.** A married couple reported federal adjusted gross income of thirty-nine thousand dollars ($39,000) on their joint federal income tax return. On their combined Missouri income tax return, one (1) spouse reported separate federal adjusted gross income of thirty-eight thousand dollars ($38,000), and the other spouse reported separate federal adjusted gross income of one thousand dollars ($1,000) and a five thousand dollar ($5,000) subtraction for a contribution to a Missouri Savings for Tuition (MOST) account. The combined Missouri adjusted gross income equals thirty-*[eight]* **four** thousand dollars *[($38,000)]***($34,000)** (thirty-eight thousand dollars ($38,000) plus *[zero]* **negative four thousand dollars (-$4,000)**) *[because the MOST subtraction is limited to the spouse's Missouri adjusted gross income]*.

(5) *[The form Individual Income Tax Return – Long Form, MO1040 is incorporated by reference and made a part of this rule as published by Missouri Department of Revenue, and available at www.dor.mo.gov or Harry S Truman State Office Building, 301 W. High Street, Jefferson City, MO 65101, dated May 3, 2023. This rule does not incorporate any subsequent amendments or additions].* **Coordination with 12 CSR 10-2.710. Where the spouses' joint federal adjusted gross income as determined under federal income tax law is negative or zero ($0), then, for purposes of Missouri income tax, each spouse shall begin his or her calculation of separate Missouri adjusted gross income with a portion of federal adjusted gross income equal to zero ($0). Where the spouses' joint federal adjusted gross income is positive, yet one spouse would have a negative portion of joint federal adjusted gross income as determined under instructions published by the Department of Revenue for the tax year, then –**

(A) Such spouse (the spouse who would otherwise have a negative portion of joint federal adjusted gross income) shall begin his or her calculation of separate Missouri adjusted gross income with a portion of federal adjusted gross income equal to zero ($0); and

(B) The other spouse shall begin his or her calculation of separate Missouri adjusted gross income as though his or her portion of the federal adjusted gross income equaled the entire joint federal adjusted gross income determined under federal income tax law. Example: A married couple reported federal adjusted gross income of thirty-two thousand dollars ($32,000) on their joint federal income tax return. When filing their combined Missouri income tax return, the wife computed a share of federal adjusted gross income in the amount of thirty-eight thousand dollars ($38,000), while the husband computed a share of federal adjusted gross income equal to negative six thousand dollars (-$6,000). On their combined Missouri income tax return, wife should begin her calculation of separate Missouri adjusted gross income with a federal adjusted gross income figure of thirty-two thousand dollars ($32,000) while husband should begin his calculation of separate Missouri adjusted gross income with a federal adjusted gross income figure of $0.

(6) *[The federal form 1040 U.S. Individual Income Tax Return is incorporated by reference and made a part of this rule as published by United States Internal Revenue Service, and available at www.irs.gov or Harry S Truman State Office Building, 301 W. High Street, Jefferson City, MO 65101, dated May 3, 2023. This rule does not incorporate any subsequent amendments or additions.]* **Notwithstanding any provision of this rule to the contrary, nothing in this rule shall be interpreted or construed as incorporating by reference any rule, regulation, standard, or guideline of a federal agency.**

AUTHORITY: sections [143.031, 143.111,] 143.181[,] and 143.961, RSMo 2016, and section 135.647, RSMo Supp. [2023] ***2025****. This rule was previously filed as Income Tax Release 73-11, Jan. 29, 1974, effective Feb. 8, 1974. Amended: Filed Oct. 2, 2018, effective April 30, 2019. Amended: Filed July 17, 2023, effective Feb. 29, 2024. Amended: Filed Nov. 6, 2025.*

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

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

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Revenue, Legislative Office, 301 West High Street, Room 218, Jefferson City, MO 65105-0475. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register.*** *No public hearing is scheduled.*

TITLE 13 – DEPARTMENT OF SOCIAL SERVICES
Division 70 – MO HealthNet Division
Chapter 10 – Nursing Home Program

PROPOSED AMENDMENT

13 CSR 70-10.040 Medicaid Eligibility and Preadmission Screening for Mentally Ill and *[Mentally Retarded]* ***Intellectually Disabled*** **Individuals**. The division is amending the rule title, sections (1), (3), (4), (6), (7), and (8), and adding a new section (9)**.**

PURPOSE: This amendment updates the requirements for the screening and evaluation process for Medicaid participants at a nursing facility and incorporates material by reference.

(1) An**y** individual who is admitted to a Medicaid certified **nursing facility (NF)** bed on or after January 1, 1989, and has not been screened for mental illness **(MI),** *[and mental retardation]* **intellectual disability (ID), or related condition (RC)** prior to admission *[to a Medicaid-certified nursing facility (NF) bed]* or who does not have a valid special admission

[exemption] **category** will not be eligible for Title XIX payments to be made on his/her behalf for NF services.

(A) *[This rule incorporates by reference]* **The facility must complete a preadmission screening for individuals with a mental illness and individuals with ID as described in** 42 Code of Federal Regulations (CFR) *[483.20(m)(1) and (2)]***483.20(k)**.

(B) For purposes of this rule an individual is considered to have mental illness if the individual has a serious mental illness as defined in 42 CFR 483.102(b)(1) *[which is hereby incorporated by reference]*.

(C) For purposes of this rule an individual is considered to *[be mentally retarded]* **have an ID** if the individual is *[mentally retarded]* **intellectually disabled** as defined in 42 CFR 483.102(b)(3)*[, which is hereby incorporated by reference,]* or is a person with a related condition as described in *[42 CFR 435.1009, which is hereby incorporated by reference]* **42 CFR 435.1010**.

(3) Preadmission screening and resident reviews (*[PASARR]* **PASRR**) will include an assessment of the individual's –

(B) Mental condition; *[and]*

(C) Need for nursing facility services to comply with 42 CFR 483.112(a); and

*[(C)]***(D)** Need for specialized services for *[mental illness or mental retardation]* **MI, ID, or RC**.

1. If a Medicaid nursing facility resident is determined to need specialized services, the state will provide or arrange for such services while the Medicaid participant is in a nursing facility.

(4) For purposes of this rule, the term "specialized services" is defined for individuals with –

[(A) Mental illness as the implementation of an individualized plan of care developed under and supervised by a physician, provided by a physician and other qualified mental health professionals, that prescribes specific therapies and activities for the treatment of persons who are experiencing an acute episode of serious mental illness which necessitates supervision by trained mental health personnel; and]

(A) MI as the continuous and aggressive implementation of an individualized plan of care developed and supervised by an interdisciplinary team, which includes a physician, qualified mental health professional and, as appropriate, other professional that prescribes specific therapies and activities for the treatment of persons experiencing an acute episode of MI that necessitates supervision by trained mental health personnel and is directed toward diagnosing and reducing the resident's behavioral symptoms that necessitated institutionalization, improving his or her level of independent functioning, and achieving a functioning level that permits reduction in the intensity of mental health services to below the level of specialized services at the earliest possible time; and

(B) *[Mental retardation]* **ID** or other *[related condition(s)]* **RC(s)** as a continuous program for each client*[, which]* **that results in treatment that meets the requirements of 42 CFR 483.440(a)(1) and** includes aggressive, consistent implementation of a program of specialized and generic training, treatment, health services**,** and services that are directed towards the acquisition of the behaviors necessary for the client to function with as much self-determination and independence as possible; and the prevention or deceleration of regression or loss of current optimal function status. Specialized services do not include services to maintain generally independent clients who are able to function with little supervision or in the absence of a continuous treatment program.

(6) The preadmission screening and resident review process *[will be divided into]* **has** two (2) parts: Level I and Level II.

(A) The purpose of a Level I screening is to identify a nursing facility applicant or resident *[who is known or]* suspected *[to be mentally ill, mentally retarded or developmentally disabled]* **of having a MI, ID, or RC**.

(B) The purpose of a Level II *[screening]* **evaluation** is to *[confirm that the individual is mentally impaired and to determine whether the individual needs specialized services and determine if a nursing facility is an appropriate setting]* **perform a comprehensive evaluation in person or by telehealth to validate the applicant has a MI, ID, or RC and evaluate the individual's treatment needs to determine if NF services are needed and if specialized services are required**. If a determination is made that placement in an NF is inappropriate, no Title XIX vendor payments will be made or continue to be made in the case of a resident already in the NF **unless the resident meets the requirements of 42 CFR 483.118(c)(1) and elects to stay in the NF**.

1. For those individuals already residing or admitted to a NF who experience a change of condition or for those individuals who fall under a special admission category specified in subsection (7)(D), a resident review of the individual's records in accordance with 42 CFR 483.134 and 483.136 may be required to determine if specialized services are appropriate or if modifications are needed.

(7) *[Any individual identified to be or suspected to be mentally ill, mentally retarded or developmentally disabled by the Level I screening may require a Level II screening. A Level II screening must be performed prior to admittance into a certified bed located in an NF, unless a valid special admission category applies]* **Any individual identified as having a suspected MI, ID, or RC by the Level I screening will be referred to Department of Mental Health (DMH) for a Level II evaluation. A Level II evaluation is required prior to admittance into a certified bed located in an NF, unless a valid special admission category, as specified in subsection (7)(D), applies**.

(A) *[The Level II screening shall be performed by the Department of Mental Health]* **DMH** or its designee **will perform all Level II evaluations**. If a review indicates *[that specialized services are required at a level of care]* **a level of services** that can only be furnished in an intermediate care facility for *[the mentally retarded (ICF/MR)]* **individuals with intellectual disabilities (ICF/IID)**, within the Home and Community Based Waiver for the Developmentally Disabled or an acute care mental hospital, that individual is inappropriate for admission or continued stay in an NF. This will be true even if the individual meets the *[eighteen (18)-point count]* **level of care** under *[13 CSR 15-9.030]* **19 CSR 30-81.030** needed for authorization of Medicaid nursing facility payments.

[1. If an individual described in subsection (7)(A) has medical needs which can only be met in an NF, as confirmed by and recommended by a Level II screening and communicated to the nursing facility by the Division of Aging, that individual may be admitted or continue to remain in an NF. If the medical condition improves and nursing needs could be met in other settings, the individual shall be discharged.

2. Notice of a decision resulting from a Level II screening shall be sent by the Division of Aging to the referring entity who submitted the Level I screening forms and the proposed placement facility, if different.

(B) Any individual suspected of being mentally ill, mentally

retarded or developmentally disabled by the Level II process and who has been admitted to an NF shall be subject to a Level II preadmission screening/resident review. Any individual determined through the Level II process to be mentally ill, mentally retarded or developmentally disabled and to require specialized services shall be discharged if a Level II screening determines nursing care needs can be met in other settings regardless of the point count under 13 CSR 15-9.030.

(C) Special admission categories are as follows:

1. A person who qualifies for a special admission category shall have mental health screen performed as detailed per the following:

A. Terminal illness. The person is certified by a physician to be terminally ill. As defined by the Social Security Act an individual is considered to be terminally ill if there is a medical prognosis that the individual's life expectancy is six (6) months or less; and

B. Severely ill. The person is comatose, ventilator dependent, functions at brain stem level or has a diagnosis of chronic obstructive pulmonary disease, severe Parkinson's disease, Huntington's disease, Amyotrophic Lateral Sclerosis or congestive heart failure which results in a level of physical impairment so severe the individual could not be expected to benefit from specialized services; and

2. The following special admission categories may require a mental health evaluation following admission:

A. Direct transfer from a hospital—If a physician attests that the individual is likely to need thirty (30) days or less of nursing facility care for the condition for which the individual was hospitalized, no Level II screening is necessary and the individual is exempt from the PASARR process. Nursing facility payment will be made for no more than thirty (30) days. If it becomes apparent that the individual will need longer than thirty (30) days, the facility must immediately notify the Division of Aging. If a continued stay is approved, a Level II screening may be performed;

B. Emergency provisional admission—This category is for a situation in which an individual needs placement to protect the individual from serious physical harm to self or others. The nursing facility must contact the Division of Aging Elderly Abuse/Neglect hotline to make a formal request. This special admission category requires prior authorization by the Division of Aging as an emergency. No more than seven (7) days will be allowed for an emergency admission. The Division of Family Services will manage those dates based on information from the Division of Aging. If the resident needs to stay in the facility longer than seven (7) days, the facility must immediately notify the Division of Aging to determine continued stay. A Level II screening may be performed after the initial seven (7)-day period; and

C. Respite care—An individual may be admitted and remain in a facility for thirty (30) consecutive days or less with a forty-two (42)-day maximum in twelve (12) months in order to provide respite for the individual's caregiver. A Level II screening is not required. The Division of Family Services will control the nursing facility authorized payment dates by means of a form they send to the state office. No payment will be made to the nursing facility beyond the thirty (30) days. If a situation arises in which the stay is longer than thirty (30) days, the nursing facility must contact the Division of Aging. If a continued stay is authorized, a Level II screening may be performed.]

(B) Any individual determined through the Level II evaluation to require specialized services and to not require NF services shall be discharged if the Level II evaluation determines that the individual's nursing care needs can be met in other settings regardless of the level of care under 19 CSR 30-81.030 unless the resident meets the requirements of 42 CFR 483.118(c)(1) and elects to stay in the NF.

1. If an individual described in subsection (7)(A) has medical needs which can only be met in an NF, as confirmed by and recommended by a Level II evaluation and communicated to the NF by the Department of Health and Senior Services (DHSS), that individual may be admitted or continue to remain in an NF. If the medical condition improves and nursing needs could be met in other settings, the individual shall be discharged unless the resident meets the requirements of 42 CFR 483.118(c)(1) and elects to stay in the NF.

2. A written evaluation report must be prepared at the conclusion of each Level II evaluation. The evaluation report must identify the specific nursing facility services, intellectual disability services, or mental health services required to meet the evaluated individual's needs.

3. Notice of a decision resulting from a Level II evaluation shall be sent to the referring entity who submitted the Level I screening forms and the proposed placement facility, if different, as well as the evaluated individual and his or her legal representative, the individual's attending physician, and the discharging hospital unless the hospital discharge is exempt from the preadmission screening per 42 CFR 483.106(b)(2).

(C) Any individual admitted to or currently residing in a NF and identified as having a suspected MI, ID, or RC by the Level I screening shall be subject to a Level II evaluation.

(D) Special admission categories are subject to advanced group determinations as defined in 42 CFR 483.130(b)(1) and are based on the criteria specified in 42 CFR 483.130(c).

1. The following special admission categories may be admitted directly to a NF after the Level I screening is completed and receive the Level II evaluation or resident review following admission as appropriate based on the individual's medical condition or admission justification:

A. Terminal illness. As defined by the Social Security Act, an individual is terminally ill if there is a medical prognosis that the individual's life expectancy is six (6) months or less.

B. Severely ill. The person is comatose, ventilator dependent, functions at brain stem level, or has a diagnosis of chronic obstructive pulmonary disease, severe Parkinson's disease, Huntington's disease, amyotrophic lateral sclerosis, or congestive heart failure that results in a level of physical impairment so severe the individual could not be expected to benefit from specialized services.

C. Emergency provisional admission. This category is for a situation in which an individual needs placement to protect the individual from serious physical harm to self or others. The NF must contact DHSS Adult Abuse and Neglect Hotline to make a formal request prior to admission. This special admission category requires prior authorization by DHSS as an emergency. No more than seven (7) days will be allowed for an emergency admission. The Department of Social Services, Family Support Division (FSD), will manage those dates based on information from DHSS. If the individual needs to stay in the NF longer than seven (7) days, the NF must immediately notify DHSS to determine continued stay. A comprehensive Level II evaluation or resident review must be performed after the initial seven- (7-) day period if continued stay is necessary.

D. Respite care. An individual may be admitted and remain in a NF for thirty (30) consecutive days or less with a forty-two- (42-) day maximum in twelve (12) months in

order to provide respite for the individual's caregiver. A comprehensive Level II evaluation is not required for the first thirty (30) consecutive days. FSD will control the NF authorized payment dates by means of a form they send to DHSS. No payment will be made to the NF beyond the thirty (30) days. If a situation arises in which the stay is longer than thirty (30) days, the NF must contact DHSS. If a continued stay is authorized, a comprehensive Level II evaluation or resident review must be performed within forty (40) calendar days of the individual's admission to the NF if continued stay is necessary.

E. Direct transfer from a hospital. If a physician attests that the individual is likely to need thirty (30) days or less of NF care for the condition for which the individual was hospitalized, the individual may be admitted to a NF and no Level II evaluation or resident review is required during that thirty (30) days or less period. NF payment will be made for no more than thirty (30) days. If after admission to the NF it becomes apparent that the individual will need NF care longer than thirty (30) days, the NF must immediately notify DHSS. If a continued stay is approved, a comprehensive Level II evaluation must be performed within forty (40) calendar days of the individual's admission to the NF.

(8) The Department of Social Services**, DHSS,** and *[the Department of Mental Health]* **DMH** will have joint responsibility for the preadmission screening process.

(9) This rule incorporates by reference the following materials, as published by U.S. Government Publishing Office, U.S. Superintendent of Documents, Washington, DC 20402, October 1, 2023. This rule does not incorporate any subsequent amendments or additions:

(A) 42 CFR section 483.20(k);
(B) 42 CFR section 483.102(b)(1);
(C) 42 CFR section 483.102(b)(3);
(D) 42 CFR section 435.1010;
(E) 42 CFR section 483.112(a);
(F) 42 CFR section 483.440(a)(1);
(G) 42 CFR section 483.118(c)(1);
(H) 42 CFR section 483.134;
(I) 42 CFR section 483.136;
(J) 42 CFR section 483.106(b)(2);
(K) 42 CFR section 483.130(b)(1); and
(L) 42 CFR section 483.130(c).

*AUTHORITY: section**[s 208.153, and]** 208.201, RSMo **[1994] 2016, and section 208.153, RSMo Supp. 2025**. Emergency rule filed Dec. 30, 1988, effective Jan. 10, 1989, expired April 29, 1989. Original rule filed Feb. 15, 1989, effective April 27, 1989. For intervening history, please consult the **Code of State Regulations**. Amended: Filed Nov. 14, 2025.*

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

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

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Social Services, Legal Services Division-Rulemaking, PO Box 1527, Jefferson City, MO 65102-1527, or by email to Rules.Comment@dss.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. A public hearing will not be scheduled.*

TITLE 19 – DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 100 – Division of Cannabis Regulation
Chapter 1 – Marijuana

PROPOSED AMENDMENT

19 CSR 100-1.060 Facility Applications and Selection. The division is amending sections (2)–(6).

PURPOSE: This amendment adds application requirements to ensure consistency between rule, constitutional requirements, and license applications. This amendment also adds requirements for applying for and being approved for microbusiness licensure to address noncompliant practices that arose during the first two rounds of microbusiness license issuance.

(2) Facility application process.

(C) The department will receive applications for all medical and marijuana facility licenses or certifications electronically through a department-provided, web-based application system. In the event of application system unavailability, the department will arrange to accept applications in an alternative, department-provided format and will notify the public of those arrangements through its website.

1. The department shall charge each applicant seeking an available medical or marijuana facility license an application fee to be submitted with the application. The department shall publish the current fees, including any adjustments, on its website.

2. Application fees are nonrefundable, except that a microbusiness facility applicant not chosen by lottery may request a refund of its application fee **using the email address provided for the designated contact in the application**.

A. Requests for a refund will be accepted **via the form available on the department's website,** beginning thirty-one (31) days after the date of the denial but no later than six (6) months after the date of the denial. **Refund requests received later than six (6) months from the date of the denial may be submitted along with a variance request pursuant to 19 CSR 100-1.020.**

B. The application fee will be refunded if the department determines the microbusiness facility applicant met the criteria to apply for a microbusiness facility license and the applicant has no pending or future legal actions related to the denial of the application. Issuance of a refund is not a determination from the department that the applicant is qualified for licensure or is entitled to a license in future applications.

(3) Application requirements. Entities must obtain a license or certification to operate a medical or marijuana facility in Missouri. Applications for facility licenses or certifications, except for off-site storage of marijuana product, shall include at least the following information:

(A) Name *[and]***,** address**, phone number, and email** of the designated contact for the applicant entity**. For microbusinesses, the designated contact must be an eligible individual contributing to the majority ownership**

of the microbusiness;

(C) All owners of the applicant entity, with ownership percentage, and a visual representation of the *[facility's]* **applicant entity's** ownership structure**, in a department-approved format**;

(F) For a microbusiness facility license application, an attestation that *[the]* **–**

1. The applicant does not have an owner who is also an owner of an existing medical, comprehensive, or another microbusiness marijuana facility license;

2. The applicant has not entered, and will not enter into until after successful completion of eligibility verification and mandatory post-award training, any agreement that removes from the eligible majority owners listed in the application the power to –

A. Order or direct the management, managers, and policies of the license;

B. Enter into and exit agreements on behalf of the license; and

C. Otherwise make decisions for the license or that diminishes the controlling interests of those eligible individuals;

3. The designated contact is an eligible individual with ownership in the microbusiness license;

4. The microbusiness is and will continue to be majority owned and operated by eligible individuals;

5. If selected by lottery, the applicant will respond to all requests for documentation within five (5) business days from the date the request is sent, unless an extension has been requested and approved; and

6. Mandatory pre-application training was completed by an eligible individual contributing to majority ownership;

(H) Proposed address of the facility and –

1. An attestation that the proposed facility location complies with the facility location requirements of this chapter;

2. An attestation that the proposed facility location complies with any facility location requirements of the local government; and

3. A copy of, and**, where available,** a hyperlink to, all local government requirements for facility location, such as zoning requirements, if applicable. Applicable sections shall be highlighted in the copy of the regulations;

(J) For *[facilities]* **applicants** that will be cultivating marijuana, the cultivation practices(s) (indoor, outdoor, or greenhouse) used by the facility, and, if using a combination of practices, the ratio of cultivation space limits for each cultivation practice, as provided in the cultivation section of this chapter;

(4) In addition to the application requirements in section (3) above, microbusiness facility applicants must also provide the following:

(A) All entities, which includes individuals, with an ownership interest in the applicant entity, indicating ownership percentage, and a visual representation of the *[facility's]* **applicant entity's** ownership structure**, in a department-approved format**; and

(B) Documents demonstrating eligibility for microbusiness facility ownership as follows:

1. A valid (not expired) government-issued photo ID; and

2. For applicants claiming a net worth of less than two hundred fifty thousand dollars ($250,000) and low income –

A. Sworn**, notarized** financial statements demonstrating a net worth at the time of the application of less than two hundred fifty thousand dollars ($250,000). This includes all marital property, unless applicant provides evidence sufficient to demonstrate that property is not jointly owned; and

B. Documentation establishing that the applicant's *[gross]* household **adjusted gross** income was below two hundred *[and]* fifty percent (250%) of the federal poverty guidelines issued by the U.S. Department of Health and Human Services for at least three (3) of the last ten (10) years **from the date of the application**. Income for each year claimed may be established by tax returns, paycheck stubs summarizing the full income from the source for the year, W-2s, evidence of job loss, or other documentation sufficient to demonstrate gross income below two hundred *[and]* fifty percent (250%) of the federal poverty level during the applicable year. **Household income is determined using an individual's income combined with their spouse's income. A household is made up of an individual, their spouse, and any dependents. If household size cannot be determined from the documentation above, applicant must submit a list of dependents' first and last names, SSNs, and relationships to the applicant;**

3. For applicants claiming a service-connected disability *[:]* **–**

A. A copy of the front of the applicant's current veteran health identification card demonstrating a service-connected disability; or

B. A copy of the applicant's VA benefit summary letter, dated within six (6) months before the date of the application, demonstrating a service-connected disability; or

C. A copy of the applicant's VA award letter, dated within six (6) months before the date of the application, demonstrating a service-connected disability; or

D. If none of these proofs are available, some other current evidence of service-connected disability which the department determines is sufficient proof of service-connected disability*[.]***;**

4. For applicants claiming an arrest, prosecution, or conviction for a non-violent marijuana offense –

A. A copy of the relevant arrest record; or

B. A copy of the relevant FBI background check; or

C. A copy of the relevant arrest record and a letter from the prosecutor's office indicating the charge filed; or

D. A copy of the relevant arrest record and a certified copy of the judgment of conviction; or

E. A copy of the relevant arrest record and a certificate of expungement from a court; or

F. If none of these proofs are available, some other evidence of the arrest, prosecution, or conviction which the department determines is sufficient proof of arrest, prosecution, or conviction of a non-violent marijuana offense; and

G. If the arrest, prosecution, or conviction was for the applicant's parent, guardian, or spouse –

(I) A valid (not expired), government-issued photo ID of the parent, guardian, or spouse; and

(II) Proof of relationship –

(a) A certified copy of the applicant's birth certificate; or

(b) A certified copy of the judgment of adoption or guardianship; or

(c) A certified copy of the marriage certificate; or

(d) If none of these proofs are available, some other evidence of relationship which the department determines is sufficient proof of relationship;

5. For applicants claiming residency in a ZIP code or census tract area where either thirty percent (30%) or more of

the population lives below the federal poverty level or the rate of unemployment is fifty percent (50%) higher than the state average, the application must include –

A. Two (2) separate types of utility bills (i.e**.,** one (1) water bill, one (1) electric bill) dated within the last four (4) months, which must include –

(I) The name of the applicant;

(II) The dates of service;

(III) The service address; and

(IV) The billing address; or

B. A copy of a current residential lease, which must include the name of the applicant, the full address, the date the lease went in to effect and expires, and an affidavit from the applicant stating the applicant resides at that address; or

C. A copy of a residential mortgage ***[which]*****that** includes the name of the applicant and the full address, and an affidavit from the applicant stating the applicant resides at that address; or

D. A copy of the applicant's real or personal property taxes, dated within the past twelve (12) months, which must include the applicant's name, address, and the date assessed; or

E. Other documentation sufficient to demonstrate residency; and

F. Documentation or screenshot from the most recent five- (5-) year estimates published by the American Community Survey of the U.S. Census Bureau, for the department to verify the claimed resident ZIP code tabulation area or census tract contains the qualifying poverty or unemployment rate***[.]*****;**

6. For applicants claiming residency in a ZIP code or census tract area where the historic rate of incarceration for marijuana-related offenses is fifty percent (50%) higher than the rate for the entire state –

A. Two (2) separate types of utility bills (i.e. one (1) water bill, one (1) electric bill) dated within the last four (4) months, which must include***[:]*****–**

(I) The name of the applicant;

(II) The dates of service;

(III) The service address; and

(IV) The billing address; or

B. A copy of a current residential lease, which must include the name of the applicant, the full address, the date the lease went in to effect and expires, and an affidavit from the applicant stating the applicant resides at that address; or

C. A copy of a residential mortgage which includes the name of the applicant and the full address, and an affidavit from the applicant stating the applicant resides at that address; or

D. A copy of the applicant's real or personal property taxes, dated within the past twelve (12) months, which must include the applicant's name, address, and the date assessed***[.]*****; or**

E. Other documentation sufficient to demonstrate residency*[.]*;

A list of qualifying ZIP codes in Missouri, using data obtained from the Missouri State Highway Patrol, is included herein. For individuals residing in a different state, the application must include data from a comparable state authority sufficient to demonstrate the claimed resident ZIP code or census tract contains the qualifying incarceration rate for marijuana offenses.

Zip Codes in Missouri with Qualifying Historic Rate of Incarceration

63050	63555	64469	65103	65483
63065	63556	64473	65104	65532
63066	63565	64477	65105	65536
63084	63633	64482	65106	65560
63101	63640	64601	65107	65565
63105	63645	64633	65108	65582
63150	63651	64640	65111	65607
63169	63664	64653	65201	65613
63188	63670	64683	65205	65622
63195	63736	64701	65212	65625
63199	63755	64759	65216	65653
63301	63779	64766	65233	65656
63302	63834	64772	65248	65661
63334	63857	64776	65259	65667
63361	63869	64856	65261	65668
63379	64028	65018	65265	65712
63380	64067	65020	65275	65721
63383	64068	65036	65299	65785
63435	64079	65041	65301	65801
63457	64085	65051	65302	65802
63459	64106	65055	65340	65805
63466	64184	65082	65401	
63469	64187	65084	65402	
63548	64198	65101	65409	
63552	64424	65102	65466	

7. For applicants claiming graduation from a school district that was unaccredited, or had a similar successor designation, at the time of graduation***[:]*****–**

A. Documentation from the school district or a state accrediting authority sufficient for the department to verify that the school district was unaccredited at the time of graduation; and

B. An official copy of the applicant's high school diploma; or

C. A letter from the applicant's high school demonstrating that the applicant graduated from the school and the year the applicant graduated***[.]*****;**

8. For applicants claiming residency in a ZIP code containing an unaccredited school district, or similar successor designation for three (3) of the past five (5) years***[:]*****–**

A. Documentation from the school district or a state accrediting authority sufficient for the department to verify that the school district was unaccredited during at least one (1) of the three (3) years the applicant resided in the school district; and

B. A copy of two (2) separate types of utility bills (i.e. one (1) water bill, one (1) electric bill,) for each quarter of the three (3) years that the applicant claims to have lived in said location which must include –

(I) The name of the applicant;

(II) The dates of service;

(III) The service address; and

(IV) The billing address; or

C. Copies of residential leases for three (3) of the past five (5) years, which must include the name of the applicant, the full address, and the effective date and the expiration date of the lease; or

D. A copy of a residential mortgage ***[which]*****that** includes the name of the applicant and the address, along with an

affidavit that the applicant resided at that address during the applicable years; or

E. A copy of three (3) of the last five (5) years' real or personal property taxes for the applicant, which must include the applicant's name, address, and the date; or

F. **Other documentation sufficient to establish residency; or**

G. An applicant may provide any of the acceptable types of documentation for each year they are claiming residency in the ZIP code (i.e., utility bills from one year, lease from a separate year, and property taxes for a third year)***[.]*****; and**

(C) Names, phone numbers, addresses, and email addresses for all eligible individuals contributing toward majority ownership;

(D) Certificates of completion or other records documenting completion of mandatory pre-application training for at least one (1) eligible individual contributing to majority ownership; and

(E) All business agreements that affect ownership, control, or financial interests in cannabis operations related to the application or future license, existing at the time of application, including all management agreements, consulting agreements, partnership agreements, loans, or other agreements whereby any entities stand to gain financially from the business.

(5) Application requirements for warehouses. Licensees must obtain a separate certification for each warehouse facility used for storing marijuana product at a location other than the approved location of the licensee. Such requests must be submitted after the licensee's facility has passed a commencement inspection and shall include at least the following information:

(D) *[If the local government in which the warehouse will be located has enacted applicable zoning restrictions, documentation from the local government with jurisdiction over the offsite storage location confirming that the proposed location complies with applicable zoning restrictions;]***A copy of, and, where available, a hyperlink to, all local government requirements for warehouse location, such as zoning requirements, if applicable. Applicable sections shall be highlighted in the copy of the regulations;**

(E) An attestation that the warehouse will comply with all other rules applicable to the *[facility]* **licensee** for which the warehouse is being established;

(F) An administrative and processing fee of *[five]* **two** thousand **five hundred** dollars ($*[5000]* **2500**). **This fee shall be increased or decreased each year by the percentage of increase or decrease from the end of the previous calendar year of the Consumer Price Index, or successor index as published by the U.S. Department of Labor, or its successor agency**; and

(G) Approved warehouse certificates shall have the same expiration and renewal date as the *[facility]* **license or certification** for which the warehouse is being established.

(6) Application approval and denial process.

(A) In cases where there are more applicants than available licenses or certificates, the department will select applicants for available licenses or certifications by lottery.

1. All timely applications submitted with an application fee during an application time period will be entered into the lottery. Untimely applications or applications without an application fee will be denied.

2. Applications entered into the lottery will be assigned an application identifier by the department. The assigned identifiers will be transmitted to the entity conducting the lottery. The individual(s) conducting the lottery will do so without reference to the identities of the applicants.

3. Identifiers will be randomly drawn and listed in the order drawn. If licenses are issued by congressional district, separate drawings will occur for each congressional district.

4. After identifiers are drawn, the department will review the application corresponding to the selected identifier, beginning with the first identifier drawn, to determine if the applicant is eligible for licensure prior to issuing the license.

A. Applicants are responsible for submitting a complete and accurate application as set out in this chapter. However, the department may request an applicant to provide additional information or documents needed to determine eligibility for a license by sending the request to the email address of the designated contact associated with the application. If requested, the applicant will have three (3) business days from the date the email is sent to provide the requested information or documents.

B. The department will determine that microbusiness licenses will be awarded to and be operated by eligible applicants in good standing by requesting, if necessary –

(I) Additional documentation sufficient to verify that individuals contributing to majority ownership meet the eligibility criteria in rule;

(II) Additional documentation sufficient to verify that individuals contributing to majority ownership are operating the license; and

(III) Any additional documentation sufficient to verify that the license is owned and operated by eligible entities.

5. If during the application review period***[,]*** the department determines an application meets all of the license eligibility requirements in this chapter and Article XIV, the license will be issued.

6. An application will be denied if –

A. The application is not complete;

B. The applicant, application, or any proposal in the application***[,]*** is in violation of any rule in this chapter or Article XIV;

C. Awarding a license would result in an entity being an owner in more licenses than permitted by Article XIV Section 2.3(9-11);

D. The applicant provides false or misleading information in an application;

E. The applicant fails to timely provide information or records requested by the department;

F. An entity, which includes an individual, holds an ownership interest in more than one (1) microbusiness applicant in the same microbusiness application period, all microbusiness applications where the entity holds an ownership interest will be denied;

G. The department determines an application fails to meet the license eligibility requirements in this chapter and Article XIV.

7. If an application is denied, the department will review the next application in the order drawn until the available licenses or certifications are issued.

8. Once all available licenses or certifications are issued, the remaining applications entered into the lottery for that application time period will be denied for failure to be selected in the lottery.

(E) The department will have sixty (60) days after license issuance to verify that microbusiness licenses have been awarded to and are being operated by eligible applicants in good standing by requesting, if necessary –

1. Additional documentation demonstrating that individuals contributing to majority ownership meet the eligibility criteria in rule;

2. Additional documentation demonstrating that individuals contributing to majority ownership are operating the license, such as agreements with third parties, partnership agreements, and consultant agreements, regardless of whether those documents are fully executed; and

3. Any additional documentation the department deems necessary to verify that the license is owned and operated by eligible individuals.

AUTHORITY: sections 1.3.(1)(b), 1.3.(2), 2.4(1)(b), and 2.4(4) of Article XIV, Mo. Const. Emergency rule filed Jan. 20, 2023, effective Feb. 3, 2023, expired Aug. 1, 2023. Original rule filed Jan. 20, 2023, effective July 30, 2023. Amended: Filed Nov. 6, 2025.

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

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

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Health and Senior Services, DCRPublicComment@health.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register****. No public hearing is scheduled.*

TITLE 19 – DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 100 – Division of Cannabis Regulation
Chapter 1 – Marijuana

PROPOSED AMENDMENT

19 CSR 100-1.190 Microbusinesses. The division is amending section (1).

PURPOSE: This amendment adds clarification about what the division expects for application, ownership, and operation of a microbusiness license in order to address noncompliant practices that arose during the first two rounds of microbusiness license issuance.

(1) **Criteria to apply for, own, and operate a** ***[M]*****microbusiness** ***[facilities, generally]*** **license**.

(A) Entities must obtain a license to cultivate, manufacture, and dispense marijuana product in Missouri as a marijuana microbusiness. Application requirements are outlined in the application section of this chapter.

1. An entity may apply for and obtain only one (1) license to operate a microbusiness facility, which may be either a microbusiness dispensary facility or a microbusiness wholesale facility. If an entity, which includes an individual, holds an ownership interest in more than one microbusiness license applicant in the same microbusiness application period, all microbusiness applications where the entity holds an ownership interest will be denied.

2. An entity may be an owner of only one (1) license to operate a microbusiness facility, which may be either a microbusiness dispensary facility or a microbusiness wholesale facility.

3. The designated contact for a microbusiness must be an eligible individual with ownership interest in the microbusiness license.

4. The owners, agents, or representatives of a microbusiness application or license denied or revoked pursuant to the ownership and operation requirements of Article XIV or this chapter are prohibited from holding a voting or financial interest in any other microbusiness license, in whole or in part, subject to a variance or waiver granted pursuant to 19 CSR 100-1.020.

(B) Applicants for a microbusiness license shall be majority owned and operated by individuals who each meet at least one (1) of the following qualifications:

1. Have a net worth of less than two hundred fifty thousand dollars ($250,000) and have had an income below two hundred fifty percent (250%) of the federal poverty level, or a successor level, as set forth in the applicable calendar year's federal poverty income guidelines published by the U.S. Department of Health and Human Services or its successor agency, for at least three (3) of the ten (10) calendar years prior to applying for a microbusiness license;

2. Have a valid service-connected disability card issued by the United States Department of Veterans Affairs, or successor agency;

3. Be a person who has been, or a person whose parent, guardian, or spouse has been arrested for, prosecuted for, or convicted of a non-violent marijuana offense at least one (1) year prior to the effective date of this section, unless the conviction –

A. Involved provision of marijuana to a minor; or

B. Was for driving under the influence of marijuana;

4. Reside in a ZIP code or census tract area where –

A. Thirty percent (30%) or more of the population lives below the federal poverty level; **or**

B. The rate of unemployment is fifty percent (50%) higher than the state average rate of unemployment; or

C. The historic rate of incarceration for marijuana-related offenses is fifty percent (50%) higher than the rate for the entire state; or

5. Graduated from a school district that was unaccredited, or had a similar successor designation, at the time of graduation, or has lived in a ZIP code containing an unaccredited school district, or similar successor designation, for three (3) of the past five (5) years.

(C) Once an individual ***[owner of a licensed microbusiness facility]*** is deemed eligible for qualifying majority ownership **of a licensed microbusiness facility** under this rule, subsequent change in circumstances will not affect eligibility. An ***[owner]*** **individual** may subsequently be deemed ineligible if the ***[owner]*** **individual** provided false or misleading information or is in violation of other provisions in this chapter affecting owner status.

(F) "Majority owned and operated" means the eligible individuals having majority ownership at the time of licensure must also, at the time of licensure, collectively hold more than fifty percent (50%) of voting power in the licensed entity and have the power to order or direct the management, managers, and policies of the license, enter into and exit agreements on behalf of the license, and otherwise make decisions for the license. Majority ownership at licensure cannot be subject to conditions that diminish the controlling interests of the eligible individuals that constitute majority ownership, such as arrangements that subject those majority owners to control

of a board or any agreements with disproportionate or exploitative termination fees.

(G) Pre-application technical assistance program.

1. At least one eligible individual who is contributing to majority ownership shall complete pre-application training, as specified by the department, which shall include, at a minimum –

A. Predatory business practices;

B. Expectations for owning and operating a microbusiness;

C. Funding and investment options; and

D. Rule compliance expectations.

(H) Post-award technical assistance program.

1. All eligible individuals contributing to majority ownership shall complete post-award training within three (3) months of licensure or of becoming an individual contributing to majority ownership, as specified by the department, which may include –

A. Predatory business practices;

B. Expectations for owning and operating a microbusiness;

C. Funding and investment options; and

D. Rule compliance expectations.

2. Certificates of completion of mandatory training must be provided to the department when that training is completed.

3. Eligible applicants, eligible individuals, and licensees shall not enter into new final executed agreements that remove operational control from eligible individuals listed in the application or that would effectuate future automatic transfer of ownership until after successful completion of eligibility verification and mandatory post-award training, and if otherwise permitted.

AUTHORITY: sections 1.3.(1)(b), 1.3.(2), 2.4(1)(b), and 2.4(4) of Article XIV, Mo. Const. Emergency rule filed Jan. 20, 2023, effective Feb. 3, 2023, expires Aug. 1, 2023. Original rule filed Jan. 20, 2023, effective July 30, 2023. Amended: Filed Nov. 6, 2025.

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

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

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Department of Health and Senior Services, DCRPublicComment@health.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE
Division 2117 – Office of Statewide Electrical Contractors
Chapter 2 – Licensure Requirements

PROPOSED RESCISSION

20 CSR 2117-2.080 Issuance of Temporary Courtesy License to Nonresident Military Spouse. This rule stated the requirements and procedures for a nonresident spouse of an active duty member of the military who was transferred to this state in the course of the member's military duty to obtain a temporary courtesy license to practice as an electrical contractor for one hundred eighty (180) days.

PURPOSE: The rule is being rescinded due to the repeal of section 324.008, RSMo.

AUTHORITY: section 324.008, RSMo 2016, and section 324.910, RSMo Supp. 2017. Original rule filed Dec. 14, 2018, effective June 30, 2019. Rescinded: Filed Nov. 14, 2025.

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

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

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with the Office of Statewide Electrical Contractors, PO Box 1335, Jefferson City, MO 65102, via facsimile at (573) 751-6301, or via email at OSEC@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE
Division 2150 – State Board of Registration for the Healing Arts
Chapter 2 – Licensing of Physicians and Surgeons

PROPOSED AMENDMENT

20 CSR 2150-2.125 Continuing Medical Education. The board is amending section (1).

PURPOSE: This amendment adds a one- (1-) hour requirement on the benefits of nutrition to continuing medical education.

(1) *[Effective February 1, 2007, e]***E**ach licensee shall complete and report at least fifty (50) hours of continuing medical education every two (2) years. **A total of at least one (1) hour, within the required fifty (50) hours, must pertain to the topic of the health benefits of nutrition.** The board shall not issue a renewal of a licensee's certificate of registration unless the licensee demonstrates completion of fifty (50) hours of continuing medical education accredited by the American Osteopathic Association (AOA) as Category 1-A or 2-A, by the American Medical Association (AMA) as Category 1**,** or by the American Academy of Family Practice Prescribed Credit, in the two (2) immediately preceding reporting periods. A licensee is not required to complete any continuing medical education hours in the renewal period in which the licensee is initially licensed to practice the healing arts in Missouri if the licensee has not previously held a permanent license to practice the healing arts in Missouri or any other state in the United States of America. The period for completion of the continuing medical education requirements shall be the twenty-four- (24-)*[-]* month period beginning January 1 of each even-numbered year and ending December 31 of each odd-numbered year. A licensee who has failed to obtain and report, in a timely

fashion, fifty (50) hours of continuing medical education shall not engage in the practice of medicine unless an extension is obtained pursuant to section (4) of this rule.

*AUTHORITY: section**s** 41.950, [RSMo Supp. 2007 and sections] 334.075**,** and 334.125, RSMo [2000] **2016**. This rule originally filed as 4 CSR 150-2.125. Original rule filed Oct. 16, 1991, effective March 9, 1992. For intervening history, please consult the **Code of State Regulations**. Amended: Filed Nov. 14, 2025.*

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

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

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri State Board of Registration for the Healing Arts, PO Box 4, 3605 Missouri Boulevard, Jefferson City, MO 65102, by facsimile at (573) 751-3166, or via email at healingarts@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this rule in the **Missouri Register**. No public hearing is scheduled.*

TITLE 22 – MISSOURI CONSOLIDATED HEALTH CARE PLAN
Division 10 – Health Care Plan
Chapter 2 – State Membership

PROPOSED AMENDMENT

22 CSR 10-2.053 Health Savings Account Plan Benefit Provisions and Covered Charges. The Missouri Consolidated Health Care Plan is amending section (1) and subsection (3)(A).

PURPOSE: This amendment revises deductibles and out-of-pocket maximums.

(1) Deductible – per calendar year for network: per individual, one thousand *[six]* **eight** hundred *[fifty]* dollars (*[$1,650]* **$1,800**); family, three thousand *[three]* **six** hundred dollars (*[$3,300]* **$3,600**), and for non-network: per individual, three thousand three hundred dollars ($3,300); family, six thousand six hundred dollars ($6,600).

(3) Out-of-pocket maximum.

(A) The family out-of-pocket maximum applies when two (2) or more family members are covered. The family out-of-pocket maximum must be met before the plan begins to pay one hundred percent (100%) of all covered charges for any covered family member. Out-of-pocket maximums are per calendar year, as follows:

1. Network out-of-pocket maximum for individual – *[four]* **five** thousand *[nine]* **four** hundred *[fifty]* dollars (*[$4,950]* **$5,400**);

2. Network out-of-pocket maximum for family – *[nine]* **ten** thousand *[nine]* **eight** hundred dollars (*[$9,900]* **$10,800**). Any individual family member need only incur a maximum of eight thousand *[seven]* **five** hundred dollars (*[$8,700]* **$8,500**) before the plan begins paying one hundred percent (100%) of covered charges for that individual;

3. Non-network out-of-pocket maximum for individual – nine thousand nine hundred dollars ($9,900); and

4. Non-network out-of-pocket maximum for family – nineteen thousand eight hundred dollars ($19,800).

*AUTHORITY: sections 103.059 and 103.080.3[.], RSMo 2016. Emergency rule filed Dec. 22, 2008, effective Jan. 1, 2009, expired June 29, 2009. Original rule filed Dec. 22, 2008, effective June 30, 2009. For intervening history, please consult the **Code of State Regulations**. Emergency amendment filed Nov. 12, 2025, effective Jan. 1, 2026, expires June 29, 2026. Amended: Filed Nov. 12, 2025.*

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

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

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Consolidated Health Care Plan, John Wiemann, PO Box 104355, Jefferson City, MO 65110. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*

TITLE 22 – MISSOURI CONSOLIDATED HEALTH CARE PLAN
Division 10 – Health Care Plan
Chapter 2 – State Membership

PROPOSED AMENDMENT

22 CSR 10-2.075 Review and Appeals Procedure. The Missouri Consolidated Health Care Plan is revising subsection (3)(B).

PURPOSE: This amendment revises the mailing address and telephone number for external reviews.

(3) Appeal Process for Medical and Pharmacy Determinations for PPO 750 Plan, PPO 1250 Plan, and Health Savings Account (HSA) Plan Members.

(B) Internal Appeals.

1. Eligibility, termination for failure to pay, or rescission. Adverse benefit determinations denying or terminating an individual's coverage under the plan based on a determination of the individual's eligibility to participate in the plan or the failure to pay premiums, or any rescission of coverage based on fraud or intentional misrepresentation of a member or authorized representative of a member are appealable exclusively to the Missouri Consolidated Health Care Plan (MCHCP) Board of Trustees (board).

A. The internal review process for appeals relating to eligibility, termination for failure to pay, or rescission shall consist of one (1) level of review by the board.

B. Adverse benefit determination appeals to the board must identify the eligibility, termination, or rescission decision being appealed and the reason the claimant believes the MCHCP staff decision should be overturned. The member should include with his/her appeal any information or documentation to support his/her appeal request.

C. The appeal will be reviewed by the board in a meeting closed pursuant to section 610.021, RSMo, and the appeal will be responded to in writing to the claimant within sixty (60) days from the date the board received the written

appeal.

D. Determinations made by the board constitute final internal adverse benefit determinations and are not eligible for external review except as specifically provided in 22 CSR 10-2.075(4)(A)4.

2. Medical and pharmacy services. Members may request internal review of any adverse benefit determination relating to urgent care, pre-service claims, and post-service claims made by the plan's medical and pharmacy vendors.

A. Appeals of adverse benefit determinations shall be submitted in writing to the vendor that issued the original determination giving rise to the appeal at the applicable address set forth in this rule.

B. The internal review process for adverse benefit determinations relating to medical services consists of two (2) levels of internal review provided by the medical vendor that issued the adverse benefit determination.

(I) First level appeals must identify the decision being appealed and the reason the member believes the original claim decision should be overturned. The member should include with his/her appeal any additional information or documentation to support the reason the original claim decision should be overturned.

(II) First level appeals will be reviewed by the vendor by someone who was not involved in the original decision and will consult with a qualified medical professional if a medical judgment is involved. First level medical appeals will be decided within twenty (20) business days from the date the vendor received the first level appeal request.

(a) If, because of reasons beyond the vendor's control, more time is needed to review the appeal, the vendor may extend the time period up to an additional thirty (30) days. The vendor must notify the member prior to the expiration of the first twenty- (20-) day period, explain the reason for the delay, and request any additional information. If more information is requested, the member has at least forty-five (45) days to provide the information to the vendor. The vendor then must decide the claim no later than thirty (30) days after the additional information is supplied or after the period of time allowed to supply it ends, whichever is first. Written confirmation of the decision will be sent by the vendor within fifteen (15) business days.

(III) An expedited appeal of an adverse benefit determination may be requested when a decision is related to a pre-service claim for urgent care. Expedited appeals will be reviewed by the vendor by someone who was not involved in the original decision and will consult with a qualified medical professional if a medical judgment is involved. Expedited appeals will be responded to within seventy-two (72) hours after receiving a request for an expedited review with written confirmation of the decision to the member within three (3) business days of providing notification of the determination.

(IV) Second level appeals must be submitted in writing within sixty (60) days of the date of the first level appeal decision letter that upholds the original adverse benefit determination. Second level appeals should include any additional information or documentation to support the reason the member believes the first level appeal decision should be overturned. Second level appeals will be reviewed by the vendor by someone who was not involved in the original decision or first level appeal and will include consultation with a qualified medical professional if a medical judgment is involved. Second level medical appeals will be decided within twenty (20) days from the date the vendor received the second level appeal request.

(a) If, because of reasons beyond the vendor's control, more time is needed to review the appeal, the vendor may extend the time period up to an additional thirty (30) days. The vendor must notify the member prior to the expiration of the first twenty- (20-) day period, explain the reason for the delay, and request any additional information. If more information is requested, the member has at least forty-five (45) days to provide the information to the vendor. The vendor then must decide the claim no later than thirty (30) days after the additional information is supplied or after the period of time allowed to supply it ends, whichever is first. Written confirmation of the decision will be sent by the vendor within fifteen (15) business days.

(V) For members with medical coverage through Anthem –

(a) First and second level pre-service, first and second level post-service, and concurrent claim appeals must be submitted in writing to –

Anthem Blue Cross and Blue Shield
Attn: Grievance Department
PO Box 105568
Atlanta, Georgia 30348-5568
or by fax to (800) 859-3046.

(b) Expedited appeals may be submitted by calling (844) 516-0248 or by submitting a written fax to (800) 368-3238.

C. The internal review process for adverse benefit determinations relating to pharmacy and the Pharmacy Lock-In Program consists of one (1) level of internal review provided by the pharmacy vendor.

(I) Pharmacy appeals. Pharmacy appeals and Pharmacy Lock-In Program appeals must identify the matter being appealed and should include the member's (and dependent's, if applicable) name, the date the member attempted to fill the prescription, the prescribing physician's name, the drug name and quantity, the cost of the prescription, if applicable, and any applicable reason(s) relevant to the appeal including the reason(s) the member believes the claim should be paid, the reason(s) the member believes s/he should not be included in the Pharmacy Lock-In Program, and any other written documentation to support the member's belief that the original decision should be overturned.

(II) All pharmacy appeals must be submitted in writing to –

Express Scripts
Attn: Clinical Appeals Department
PO Box 66588
St. Louis, MO 63116-6588
or by fax to (877) 852-4070.

(III) All Pharmacy Lock-In Program appeals must be submitted in writing to –

Express Scripts
Drug Utilization Review Program
Mail Stop HQ3W03
One Express Way
St. Louis, MO 63121.

(IV) Pharmacy appeals will be reviewed by someone who was not involved in the original decision and the reviewer will consult with a qualified medical professional if a medical judgment is involved. Pharmacy appeals will be responded to in writing to the member within sixty (60) days for post-service claims and thirty (30) days for pre-service claims from the date the vendor received the appeal request.

(V) The Pharmacy Benefit Manager will respond to Pharmacy Lock-In Program appeals in writing to the member within thirty (30) days from the date the Pharmacy Benefit Manager received the appeal request.

D. Members may seek external review only after they

have exhausted all applicable levels of internal review or received a final internal adverse benefit determination.

(I) A claimant or authorized representative may file a written request for an external review within four (4) months after the date of receipt of a final internal adverse benefit determination.

(II) The claimant can submit an external review request in writing to –

MAXIMUS Federal Services
[Federal External Review Process (FERP)] **State Appeals East**
3750 Monroe Ave., Suite 70*[5]***8**
Pittsford, NY 14534
or by fax to (888) 866-6190
or to request a review online at externalappeal.cms.gov.

(III) The claimant may call the toll-free number *[(888) 866-6205]* **(888) 975-1080** with any questions or concerns during the external review process and can submit additional written comments to the external reviewer at the mailing address above.

(IV) The external review decision will be made as expeditiously as possible and within forty-five (45) days after receipt of the request for the external review.

(V) A claimant may make a written or oral request for an expedited external review if the adverse benefit determination involves a medical condition of the claimant for which the time frame for completion of a standard external review would seriously jeopardize the life or health of the claimant; or would jeopardize the claimant's ability to regain maximum function; or if the final internal adverse benefit determination involves an admission, availability of care, continued stay, or health care item or service for which the claimant received services, but has not been discharged from a facility.

3. For all internal appeals of adverse benefit determinations, the plan or the vendor reviewing the appeal will provide the member, free of charge, with any new or additional evidence or rationale considered, relied upon, or generated by the plan or the vendor in connection with reviewing the claim or the appeal and will give the member an opportunity to respond to such new evidence or rationale before issuing a final internal adverse determination.

AUTHORITY: section 103.059, RSMo 2016. Emergency rule filed Dec. 21, 1994, effective Jan. 1, 1995, expired April 30, 1995. Emergency rule filed April 13, 1995, effective May 1, 1995, expired Aug. 28, 1995. Original rule filed Dec. 21, 1994, effective June 30, 1995. For intervening history, please consult the ***Code of State Regulations****. Emergency amendment filed Nov. 12, 2025, effective Jan. 1, 2026, expires June 29, 2026. Amended: Filed Nov. 12, 2025.*

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

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

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Consolidated Health Care Plan, John Wiemann, PO Box 104355, Jefferson City, MO 65110. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register****. No public hearing is scheduled.*

TITLE 22 – MISSOURI CONSOLIDATED HEALTH CARE PLAN
Division 10 – Health Care Plan
Chapter 2 – State Membership

PROPOSED AMENDMENT

22 CSR 10-2.089 Pharmacy Employer Group Waiver Plan for Medicare Primary Members. The Missouri Consolidated Health Care Plan is amending subsection (1)(F).

PURPOSE: This amendment revises Medicare Part D coverage stage amounts.

(1) The pharmacy benefit for Medicare primary non-active members is provided through a Pharmacy Employer Group Waiver Plan (EGWP) as regulated by the Centers for Medicare & Medicaid Services**,** hereinafter referred to as the Medicare Prescription Drug Plan.

(F) The Medicare Prescription Drug Plan is comprised of a Medicare Part D prescription drug plan contracted by MCHCP and some non-Part D medications that are not normally covered by a Medicare Part D prescription drug plan. The requirements for the Medicare Part D prescription drug plan are as follows:

1. The Centers for Medicare & Medicaid Services regulates the Medicare Part D prescription drug program. The Medicare Prescription Drug Plan abides by those regulations;

2. Initial coverage stage. Until a member's total yearly Part D prescription drug costs reach two thousand **one hundred** dollars (*[$2,000]* **$2,100**), the member will pay the following copayments:

A. Preferred formulary generic drugs: thirty-one- (31-) day supply has a ten dollar ($10) copayment; sixty- (60-) day supply has a twenty dollar ($20) copayment; ninety- (90-) day supply at retail has a thirty dollar ($30) copayment; and a ninety- (90-) day supply through home delivery has a twenty-five dollar ($25) copayment;

B. Preferred formulary brand drugs: thirty-one- (31) day supply has a forty dollar ($40) copayment; sixty- (60-) day supply has an eighty dollar ($80) copayment; ninety- (90) day supply at retail has a one hundred twenty dollar ($120) copayment; and a ninety- (90-) day supply through home delivery has a one hundred dollar ($100) copayment; and

C. Non-preferred formulary drugs and approved excluded drugs: thirty-one- (31-) day supply has a one hundred dollar ($100) copayment; sixty- (60-) day supply has a two hundred dollar ($200) copayment; ninety- (90-) day supply at retail has a three hundred dollar ($300) copayment; and a ninety- (90-) day supply through home delivery has a two hundred fifty dollar ($250) copayment;

3. Catastrophic coverage stage. After a member's total yearly out-of-pocket Part D prescription drug costs reach two thousand **one hundred** dollars (*[$2,000]* **$2,100**), the member will pay zero dollars ($0); and

4. Amounts paid by the member or the plan for non-Part D prescription drugs will not count toward total Part D prescription drug costs or total Part D prescription drug out-of-pocket costs.

AUTHORITY: section 103.059, RSMo 2016. Emergency rule filed Oct. 30, 2013, effective Jan. 1, 2014, expired June 29, 2014. Original rule filed Oct. 30, 2013, effective June 30, 2014. For intervening history, please consult the ***Code of State Regulations****. Emergency amendment filed Nov. 12, 2025, effective Jan. 1, 2026, expires June*

29, 2026. Amended: Filed Nov. 12, 2025.

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

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

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Consolidated Health Care Plan, John Wiemann, PO Box 104355, Jefferson City, MO 65110. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register****. No public hearing is scheduled.*

TITLE 22 – MISSOURI CONSOLIDATED HEALTH CARE PLAN
Division 10 – Health Care Plan
Chapter 2 – State Membership

PROPOSED AMENDMENT

22 CSR 10-2.090 Pharmacy Benefit Summary. The Missouri Consolidated Health Care Plan is amending subsection (1)(A).

PURPOSE: This amendment revises PPO 750 Plan and PPO 1250 Plan copayment amounts.

(1) The pharmacy benefit provides coverage for prescription drugs. Vitamin and nutrient coverage is limited to prenatal agents, therapeutic agents for specific deficiencies and conditions, and hematopoietic agents as prescribed by a provider to non-Medicare primary members.

(A) PPO 750 Plan and PPO 1250 Plan.

1. Network:

A. Preferred formulary generic drug copayment: *[ten]* **fifteen** dollars (*[$10]* **$15**) for up to a thirty-one- (31-) day supply; *[twenty]* **thirty** dollars (*[$20]* **$30**) for up to a sixty- (60-) day supply; and *[thirty]* **forty-five** dollars (*[$30]* **$45**) for up to a ninety- (90-) day supply for a generic drug on the formulary;

B. Preferred formulary brand drug copayment: *[forty]* **fifty** dollars (*[$40]* **$50**) for up to a thirty-one- (31-) day supply; *[eighty]* **one hundred** dollars (*[$80]* **$100**) for up to a sixty- (60-) day supply; and one hundred *[twenty]* **fifty** dollars (*[$120]* **$150**) for up to a ninety- (90-) day supply for a brand drug on the formulary;

C. Non-preferred formulary drug and approved excluded drug copayment: one hundred **twenty** dollars (*[$100]* **$120**) for up to a thirty-one- (31-) day supply; two hundred **forty** dollars (*[$200]* **$240**) for up to a sixty- (60-) day supply; and three hundred **sixty** dollars (*[$300]* **$360**) for up to a ninety- (90-) day supply for a drug not on the formulary;

D. Specialty drug copayment: *[seventy-five]* **one hundred** dollars (*[$75]* **$100**) for up to a thirty-one- (31-) day supply for a specialty drug on the formulary;

E. Diabetic drug (as designated as such by the PBM) copayment: fifty percent (50%) of the applicable network copayment;

F. Ninety- (90-) day supply of prescriptions may be filled through the pharmacy benefit manager's (PBM's) home delivery program or at select retail pharmacies, as designated by the PBM;

G. Home delivery programs.

(I) Maintenance prescriptions may be filled through the PBM's home delivery program.

(II) Specialty drugs are covered only through the specialty home delivery network for up to a thirty-one- (31-) day supply unless the PBM has determined that the specialty drug is eligible for up to a ninety- (90-) day supply. All specialty prescriptions must be filled through the PBM's specialty pharmacy, unless the prescription is identified by the PBM as emergent. The first fill of a specialty prescription identified to be emergent*[,]* may be filled through a retail pharmacy.

(a) Specialty split-fill program – The specialty split-fill program applies to select specialty drugs as determined by the PBM. For the first three (3) months, members will be shipped a fifteen- (15-) day supply and charged a prorated copayment. If the member is able to continue with the medication, the remaining supply will be shipped and the member will be charged the remaining portion of the copayment. Starting with the fourth month, an up to thirty-one- (31-) day supply will be shipped if the member continues on treatment.

(III) Prescriptions filled through home delivery programs have the following copayments:

(a) Preferred formulary generic drug copayments: *[ten]* **fifteen** dollars (*[$10]* **$15**) for up to a thirty-one- (31-) day supply; *[twenty]* **thirty** dollars (*[$20]* **$30**) for up to a sixty- (60-) day supply; and *[twenty-five]* **thirty-seven** dollars **and fifty cents** (*[$25]* **$37.50**) for up to a ninety- (90-) day supply for a generic drug on the formulary;

(b) Preferred formulary brand drug copayments: *[forty]* **fifty** dollars (*[$40]* **$50**) for up to a thirty-one- (31-) day supply; *[eighty]* **one hundred** dollars (*[$80]* **$100**) for up to a sixty- (60-) day supply; and one hundred **twenty-five** dollars (*[$100]* **$125**) for up to a ninety- (90-) day supply for a brand drug on the formulary;

(c) Non-preferred formulary drug and approved excluded drug copayments: one hundred **twenty** dollars (*[$100]* **$120**) for up to a thirty-one- (31-) day supply; two hundred **forty** dollars (*[$200]* **$240**) for up to a sixty- (60-) day supply; and *[two]* **three** hundred *[fifty]* dollars (*[$250]* **$300**) for up to a ninety- (90-) day supply for a drug not on the formulary;

(d) Specialty drug copayment: *[seventy-five]* **one hundred** dollars (*[$75]* **$100**) for up to a thirty-one- (31-) day supply; *[one]* **two** hundred *[fifty]* **dollars** (*[$150]* **$200**) for up to sixty (60-) day supply; and *[two]* **three** hundred *[twenty-five]* **dollars** (*[$225]* **$300**) for up to ninety- (90-) day supply for a specialty drug on the formulary;

H. Diabetic drug (as designated as such by the PBM) copayment: fifty percent (50%) of the applicable network copayment;

I. Only one (1) copayment is charged if a combination of different manufactured dosage amounts must be dispensed in order to fill a prescribed single dosage amount;

J. The copayment for a compound drug is based on the primary drug in the compound. The primary drug in a compound is the most expensive prescription drug in the mix. If any ingredient in the compound is excluded by the plan, the compound will be denied;

K. If the copayment amount is more than the cost of the drug, the member is only responsible for the cost of the drug;

L. If the physician allows for generic substitution and the member chooses a brand-name drug, the member is responsible for the generic copayment and the cost difference between the brand-name and generic drug which shall not apply to the out-of-pocket maximum;

M. Preferred select brand drugs, as determined by the PBM,*[: ten dollars ($10) for up to a thirty-one- (31-) day supply;*

twenty dollars ($20) for up to a sixty- (60-) day supply; and twenty-five dollars ($25) for up to a ninety- (90-) day supply] **the member shall pay the applicable generic copayment**; and

N. Prescription drugs and prescribed over-the-counter drugs as recommended by the U.S. Preventive Services Task Force (categories A and B) and, for women, by the Health Resources and Services Administration are covered at one hundred percent (100%) when filled at a network pharmacy. The following are also covered at one hundred percent (100%) when filled at a network pharmacy:

(I) Vaccine recommended by the Advisory Committee on Immunization Practices of the Centers for Disease Control and Prevention;

(II) Prescribed preferred diabetic test strips and lancets; and

(III) One (1) preferred glucometer.

2. Non-network: If a member chooses to use a non-network pharmacy for non-specialty prescriptions, s/he will be required to pay the full cost of the prescription and then file a claim with the PBM. The PBM will reimburse the cost of the drug based on the network discounted amount as determined by the PBM, less the applicable network copayment.

3. Out-of-pocket maximum.

A. Network and non-network out-of-pocket maximums are separate.

B. The family out-of-pocket maximum is an aggregate of applicable charges received by all covered family members of the plan. Any combination of covered family member applicable charges may be used to meet the family out-of-pocket maximum. Applicable charges received by one (1) family member may only meet the individual out-of-pocket maximum amount.

C. Network individual – four thousand one hundred fifty dollars ($4,150).

D. Network family – eight thousand three hundred dollars ($8,300).

E. Non-network – no maximum.

AUTHORITY: section 103.059, RSMo 2016. Emergency rule filed Dec. 22, 2005, effective Jan. 1, 2006, expired June 29, 2006. Original rule filed Dec. 22, 2005, effective June 30, 2006. For intervening history, please consult the ***Code of State Regulations****. Emergency amendment filed Nov. 12, 2025, effective Jan. 1, 2026, expires June 29, 2026. Amended: Filed Nov. 12, 2025.*

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

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

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Consolidated Health Care Plan, John Wiemann, PO Box 104355, Jefferson City, MO 65110. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register****. No public hearing is scheduled.*

TITLE 22 – MISSOURI CONSOLIDATED HEALTH CARE PLAN
Division 10 – Health Care Plan
Chapter 3 – Public Entity Membership

PROPOSED AMENDMENT

22 CSR 10-3.055 Health Savings Account Plan Benefit Provisions and Covered Charges. The Missouri Consolidated Health Care Plan is revising section (1) and subsection (3)(A).

PURPOSE: This amendment revises deductibles and out-of-pocket maximums.

(1) Deductible – per calendar year for network: per individual, one thousand *[six]* **eight** hundred *[fifty]* dollars (*[$1,650]* **$1,800**); family, three thousand *[three]* **six** hundred dollars (*[$3,300]* **$3,600**), and for non-network: per individual, three thousand three hundred dollars ($3,300); family, six thousand six hundred dollars ($6,600).

(3) Out-of-pocket maximum.

(A) The family out-of-pocket maximum applies when two (2) or more family members are covered. The family out-of-pocket maximum must be met before the plan begins to pay one hundred percent (100%) of all covered charges for any covered family member. Out-of-pocket maximums are per calendar year, as follows:

1. Network out-of-pocket maximum for individual – *[four]* **five** thousand *[nine]* **four** hundred *[fifty]* dollars (*[$4,950]* **$5,400**);

2. Network out-of-pocket maximum for family – *[nine]* **ten** thousand *[nine]* **eight** hundred dollars (*[$9,900]* **$10,800**). Any individual family member need only incur a maximum of eight thousand *[seven]* **five** hundred dollars (*[$8,700]* **$8,500**) before the plan begins paying one hundred percent (100%) of covered charges for that individual;

3. Non-network out-of-pocket maximum for individual – nine thousand nine hundred dollars ($9,900); and

4. Non-network out-of-pocket maximum for family – nineteen thousand eight hundred dollars ($19,800).

AUTHORITY: sections 103.059 and 103.080.3[.], RSMo 2016. Emergency rule filed Dec. 22, 2009, effective Jan. 1, 2010, expired June 29, 2010. Original rule filed Jan. 4, 2010, effective June 30, 2010. For intervening history, please consult the ***Code of State Regulations****. Emergency amendment filed Nov. 12, 2025, effective Jan. 1, 2026, expires June 29, 2026. Amended: Filed Nov. 12, 2025.*

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

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

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Consolidated Health Care Plan, John Wiemann, PO Box 104355, Jefferson City, MO 65110. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register****. No public hearing is scheduled.*

TITLE 22 – MISSOURI CONSOLIDATED HEALTH CARE PLAN
Division 10 – Health Care Plan
Chapter 3 – Public Entity Membership

PROPOSED AMENDMENT

22 CSR 10-3.075 Review and Appeals Procedure. The Missouri Consolidated Health Care Plan is revising subsection (3)(B).

PURPOSE: This amendment revises the mailing address and telephone number for external reviews.

(3) Appeal Process for Medical and Pharmacy Determinations.

(B) Internal Appeals.

1. Eligibility, termination for failure to pay, or rescission. Adverse benefit determinations denying or terminating an individual's coverage under the plan based on a determination of the individual's eligibility to participate in the plan or the failure to pay premiums or any rescission of coverage based on fraud or intentional misrepresentation of a member or authorized representative of a member are appealable exclusively to the Missouri Consolidated Health Care Plan (MCHCP) Board of Trustees (board).

A. The internal review process for appeals relating to eligibility, termination for failure to pay, or rescission shall consist of one (1) level of review by the board.

B. Adverse benefit determination appeals to the board must identify the eligibility, termination, or rescission decision being appealed and the reason the claimant believes the MCHCP staff decision should be overturned. The member should include with his/her appeal any information or documentation to support his/her appeal request.

C. The appeal will be reviewed by the board in a meeting closed pursuant to section 610.021, RSMo, and the appeal will be responded to in writing to the claimant within sixty (60) days from the date the board received the written appeal.

D. Determinations made by the board constitute final internal adverse benefit determinations and are not eligible for external review, except as specifically provided in 22 CSR 10-3.075(4)(A)4.

2. Medical and pharmacy services. Members may request internal review of any adverse benefit determination relating to urgent care, pre-service claims, and post-service claims made by the plan's medical and pharmacy vendors.

A. Appeals of adverse benefit determinations shall be submitted in writing to the vendor that issued the original determination giving rise to the appeal at the applicable address set forth in this rule.

B. The internal review process for adverse benefit determinations relating to medical services consists of two (2) levels of internal review provided by the medical vendor that issued the adverse benefit determination.

(I) First level appeals must identify the decision being appealed and the reason the member believes the original claim decision should be overturned. The member should include with his/her appeal any additional information or documentation to support the reason the original claim decision should be overturned.

(II) First level appeals will be reviewed by the vendor by someone who was not involved in the original decision and will consult with a qualified medical professional if a medical judgment is involved. First level medical appeals will be decided within twenty (20) business days from the date the vendor received the first level appeal request.

(a) If, because of reasons beyond the vendor's control, more time is needed to review the appeal, the vendor may extend the time period up to an additional thirty (30) days. The vendor must notify the member prior to the expiration of the first twenty- (20-) day period, explain the reason for the delay, and request any additional information. If more information is requested, the member has at least forty-five (45) days to provide the information to the vendor. The vendor then must decide the claim no later than thirty (30) days after the additional information is supplied or after the period of time allowed to supply it ends, whichever is first. Written confirmation of the decision will be sent by the vendor within fifteen (15) business days.

(III) An expedited appeal of an adverse benefit determination may be requested when a decision is related to a pre-service claim for urgent care. Expedited appeals will be reviewed by the vendor by someone who was not involved in the original decision and will consult with a qualified medical professional if a medical judgment is involved. Expedited appeals will be responded to within seventy-two (72) hours after receiving a request for an expedited review with written confirmation of the decision to the member within three (3) business days of providing notification of the determination.

(IV) Second level appeals must be submitted in writing within sixty (60) days of the date of the first level appeal decision letter that upholds the original adverse benefit determination. Second level appeals should include any additional information or documentation to support the reason the member believes the first level appeal decision should be overturned. Second level appeals will be reviewed by the vendor by someone who was not involved in the original decision or first level appeal and will include consultation with a qualified medical professional if a medical judgment is involved. Second level medical appeals will be decided within twenty (20) days for post-service claims and within fifteen (15) days for pre-service claims from the date the vendor received the second level appeal request.

(a) If, because of reasons beyond the vendor's control, more time is needed to review the appeal, the vendor may extend the time period up to an additional thirty (30) days. The vendor must notify the member prior to the expiration of the first twenty- (20-) day period, explain the reason for the delay, and request any additional information. If more information is requested, the member has at least forty-five (45) days to provide the information to the vendor. The vendor then must decide the claim no later than thirty (30) days after the additional information is supplied or after the period of time allowed to supply it ends, whichever is first. Written confirmation of the decision will be sent by the vendor within fifteen (15) business days.

(V) For members with medical coverage through Anthem –

(a) First and second level pre-service, first and second level post-service, and concurrent claim appeals must be submitted in writing to –

Anthem Blue Cross and Blue Shield
Attn: Grievance Department
PO Box 105568
Atlanta, Georgia 30348-5568
or by fax to (888) 859-3046.

(b) Expedited appeals may be submitted by calling (844) 516-0248 or by submitting a written fax to (800) 368-3238.

C. The internal review process for adverse benefit determinations relating to pharmacy and the Pharmacy Lock-In Program consists of one (1) level of internal review provided by the pharmacy vendor.

(I) Pharmacy appeals. Pharmacy appeals and Pharmacy Lock-In Program appeals must identify the matter being appealed and should include the member's (and dependent's, if applicable) name, the date the member attempted to fill the prescription, the prescribing physician's name, the drug name and quantity, the cost of the prescription, if applicable, and any applicable reason(s) relevant to the appeal including

the reason(s) the member believes the claim should be paid, the reason(s) the member believes s/he should not be included in the Pharmacy Lock-In Program, and any other written documentation to support the member's belief that the original decision should be overturned.

(II) All pharmacy appeals must be submitted in writing to –

Express Scripts
Attn: Clinical Appeals Department
PO Box 66588
St. Louis, MO 63116-6588
or by fax to (877) 852-4070.

(III) All Pharmacy Lock-In Program appeals must be submitted in writing to –

Express Scripts
Drug Utilization Review Program
Mail Stop HQ3W03
One Express Way
St. Louis, MO 63121.

(IV) Pharmacy appeals will be reviewed by someone who was not involved in the original decision and the reviewer will consult with a qualified medical professional if a medical judgment is involved. Pharmacy appeals will be responded to in writing to the member within sixty (60) days for post-service claims and thirty (30) days for pre-service claims from the date the vendor received the appeal request.

(V) The Pharmacy Benefit Manager will respond to Pharmacy Lock-In Program appeals in writing to the member within thirty (30) days from the date the Pharmacy Benefit Manager received the appeal request.

D. Members may seek external review only after they have exhausted all applicable levels of internal review or received a final internal adverse benefit determination.

(I) A claimant or authorized representative may file a written request for an external review within four (4) months after the date of receipt of a final internal adverse benefit determination.

(II) The claimant can submit an external review request in writing to –

MAXIMUS Federal Services
[Federal External Review Process (FERP)] **State Appeals East**
3750 Monroe Ave., Suite 70***[5]*****8**
Pittsford, NY 14534
or by fax to (888) 866-6190
or to request a review online at
externalappeal.cms.gov.

(III) The claimant may call the toll-free number *[(888) 866-6205]* **(888) 975-1080** with any questions or concerns during the external review process and can submit additional written comments to the external reviewer at the mailing address above.

(IV) The external review decision will be made as expeditiously as possible and within forty-five (45) days after receipt of the request for the external review.

(V) A claimant may make a written or oral request for an expedited external review if the adverse benefit determination involves a medical condition of the claimant for which the time frame for completion of a standard external review would seriously jeopardize the life or health of the claimant; or would jeopardize the claimant's ability to regain maximum function; or if the final internal adverse benefit determination involves an admission, availability of care, continued stay, or health care item or service for which the claimant received services, but has not been discharged from a facility.

3. For all internal appeals of adverse benefit determinations, the plan or the vendor reviewing the appeal will provide the member, free of charge, with any new or additional evidence or rationale considered, relied upon, or generated by the plan or the vendor in connection with reviewing the claim or the appeal and will give the member an opportunity to respond to such new evidence or rationale before issuing a final internal adverse determination.

AUTHORITY: section 103.059, RSMo 2016. Emergency rule filed Dec. 20, 2004, effective Jan. 1, 2005, expired June 29, 2005. Original rule filed Dec. 20, 2004, effective June 30, 2005. For intervening history, please consult the ***Code of State Regulations****. Emergency amendment filed Nov. 12, 2025, effective Jan. 1, 2026, expires June 29, 2026. Amended: Filed Nov. 12, 2025.*

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

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

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Consolidated Health Care Plan, John Wiemann, PO Box 104355, Jefferson City, MO 65110. To be considered, comments must be received within thirty (30) days after publication of this notice in the ***Missouri Register****. No public hearing is scheduled.*

TITLE 22 – MISSOURI CONSOLIDATED HEALTH CARE PLAN
Division 10 – Health Care Plan
Chapter 3 – Public Entity Membership

PROPOSED AMENDMENT

22 CSR 10-3.090 Pharmacy Benefit Summary. The Missouri Consolidated Health Care Plan is amending subsection (1)(A).

PURPOSE: This amendment revises PPO 750 Plan and PPO 1250 Plan copayment amounts.

(1) The pharmacy benefit provides coverage for prescription drugs. Vitamin and nutrient coverage is limited to prenatal agents, therapeutic agents for specific deficiencies and conditions, and hematopoietic agents as prescribed by a provider.

(A) PPO 750 Plan and PPO 1250 Plan Prescription Drug Coverage.

1. Network.

A. Preferred formulary generic drug copayment: *[ten]* **fifteen** dollars *([$10]* **$15**) for up to a thirty-one- (31-) day supply; *[twenty]* **thirty** dollars (*[$20]* **$30**) for up to a sixty- (60-) day supply; and *[thirty]* **forty-five** dollars (*[$30]* **$45**) for up to a ninety- (90-) day supply for a generic drug on the formulary*[; formulary generic birth control and tobacco cessation prescriptions covered at one hundred percent (100%)]*.

B. Preferred formulary brand drug copayment: *[forty]* **fifty** dollars (*[$40]* **$50**) for up to a thirty-one- (31-) day supply; *[eighty]* **one hundred** dollars (*[$80]* **$100**) for up to a sixty- (60-) day supply; and one hundred *[twenty]* **fifty** dollars (*[$120]* **$150**) for up to a ninety- (90-) day supply for a brand drug on the formulary*[; formulary brand birth control and tobacco cessation*

prescriptions covered at one hundred percent (100%)].

C. Non-preferred formulary drug and approved excluded drug copayment: one hundred **twenty** dollars (*[$100]* **$120**) for up to a thirty-one- (31-) day supply; two hundred **forty** dollars (*[$200]* **$240**) for up to a sixty- (60-) day supply; and three hundred **sixty** dollars (*[$300]* **$360**) for up to a ninety- (90-) day supply for a drug not on the formulary.

D. Specialty drug *[(as designated as such by the PBM)]* copayment: *[seventy-five]* **one hundred** dollars (*[$75]* **$100**) for up to a thirty-one- (31-) day supply for a specialty drug on the formulary.

E. Diabetic drug (as designated as such by the PBM) copayment: fifty percent (50%) of the applicable network copayment.

F. Ninety- (90-) day supply of prescriptions may be filled through the pharmacy benefit manager's (PBM's) home delivery program or at select retail pharmacies, as designated by the PBM;

G. Home delivery programs.

(I) Maintenance prescriptions may be filled through the PBM's home delivery program.

(II) Specialty drugs are covered only through the specialty home delivery network for up to a thirty-one- (31-) day supply unless the PBM has determined that the specialty drug is eligible for up to a ninety- (90-) day supply. All specialty prescriptions must be filled through the PBM's specialty pharmacy, unless the prescription is identified by the PBM as emergent. The first fill of a specialty prescription may be filled through a retail pharmacy.

(a) Specialty split-fill program – The specialty split-fill program applies to select specialty drugs as determined by the PBM. For the first three (3) months, members will be shipped a fifteen- (15-) day supply with a prorated copayment. If the member is able to continue with the medication, the remaining supply will be shipped with the remaining portion of the copayment. Starting with the fourth month, an up to thirty-one- (31-) day supply will be shipped if the member continues on treatment.

(III) Prescriptions filled through home delivery programs have the following copayments:

(a) Preferred formulary generic drug copayments: *[ten]* **fifteen** dollars (*[$10]* **$15**) for up to a thirty-one- (31-) day supply; *[twenty]* **thirty** dollars (*[$20]* **$30**) for up to a sixty- (60-) day supply; and *[twenty-five]* **thirty-seven** dollars **and fifty cents** (*[$25]* **$37.50**) for up to a ninety- (90-) day supply for a generic drug on the formulary;

(b) Preferred formulary brand drug copayments: *[forty]* **fifty** dollars (*[$40]* **$50**) for up to a thirty-one- (31-) day supply; *[eighty]* **one hundred** dollars (*[$80]* **$100**) for up to a sixty- (60-) day supply; and one hundred **twenty-five** dollars (*[$100]* **$125**) for up to a ninety- (90-) day supply for a brand drug on the formulary;

(c) Non-preferred formulary drug and approved excluded drug copayments: one hundred **twenty** dollars (*[$100]* **$120**) for up to a thirty-one- (31-) day supply; two hundred **forty** dollars (*[$200]* **$240**) for up to a sixty- (60-) day supply; and *[two]* **three** hundred *[fifty]* dollars (*[$250]* **$300**) for up to a ninety- (90-) day supply for a drug not on the formulary; and

(d) Specialty drug *[(as designated as such by the PBM)]* copayment: *[seventy-five]* **one hundred** dollars (*[$75]* **$100**) for up to a thirty-one- (31-) day supply for a specialty drug on the formulary.

H. Diabetic drug (as designated as such by the PBM) copayment: fifty percent (50%) of the applicable network copayment.

I. Only one (1) copayment is charged if a combination of different manufactured dosage amounts must be dispensed in order to fill a prescribed single dosage amount.

J. The copayment for a compound drug is based on the primary drug in the compound. The primary drug in a compound is the most expensive prescription drug in the mix. If any ingredient in the compound is excluded by the plan, the compound will be denied.

K. If the copayment amount is more than the cost of the drug, the member is only responsible for the cost of the drug.

L. If the physician allows for generic substitution and the member chooses a brand-name drug, the member is responsible for the generic copayment and the cost difference between the brand-name and generic drug which shall not apply to the out-of-pocket maximum.

M. Preferred select brand drugs, as determined by the PBM,*[: ten dollars ($10) for up to a thirty-one- (31-) day supply; twenty dollars ($20) for up to a sixty- (60-) day supply; and twenty-five dollars ($25) for up to a ninety- (90-) day supply]* **the member shall pay the applicable generic copayment**.

N. Prescription drugs and prescribed over-the-counter drugs as recommended by the U.S. Preventive Services Task Force (categories A and B) and, for women, by the Health Resources and Services Administration are covered at one hundred percent (100%) when filled at a network pharmacy. The following are also covered at one hundred percent (100%) when filled at a network pharmacy:

(I) Vaccine recommended by the Advisory Committee on Immunization Practices of the Centers for Disease Control and Prevention;

(II) Prescribed preferred diabetic test strips and lancets; and

(III) One (1) preferred glucometer.

2. Non-network: If a member chooses to use a non-network pharmacy for non-specialty prescriptions, s/he will be required to pay the full cost of the prescription and then file a claim with the PBM. The PBM will reimburse the cost of the drug based on the network discounted amount as determined by the PBM, less the applicable network copayment.

3. Out-of-pocket maximum.

A. Network and non-network out-of-pocket maximums are separate.

B. The family out-of-pocket maximum is an aggregate of applicable charges received by all covered family members of the plan. Any combination of covered family member applicable charges may be used to meet the family out-of-pocket maximum. Applicable charges received by one (1) family member may only meet the individual out-of-pocket maximum amount.

C. Network individual – four thousand one hundred fifty dollars ($4,150).

D. Network family – eight thousand three hundred dollars ($8,300).

E. Non-network – no maximum.

AUTHORITY: section 103.059, RSMo 2016. Emergency rule filed Dec. 22, 2009, effective Jan. 1, 2010, expired June 29, 2010. Original rule filed Jan. 4, 2010, effective June 30, 2010. For intervening history, please consult the ***Code of State Regulations****. Emergency amendment filed Nov. 12, 2025, effective Jan. 1, 2026, expires June 29, 2026. Amended: Filed Nov. 12, 2025.*

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

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

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Consolidated Health Care Plan, John Wiemann, PO Box 104355, Jefferson City, MO 65110. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*

This section will contain the final text of the rules proposed by agencies. The order of rulemaking is required to contain a citation to the legal authority upon which the order 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 that has been changed from the text 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 that are opposed in whole or in part to the proposed rule. The ninety- (90-) day period during which an agency shall file its order of rulemaking for publication in the *Missouri Register* begins either: 1) after the hearing on the proposed rulemaking is held; or 2) at the end of the time for submission of comments to the agency. During this period, the agency shall file with the secretary of state the order of rulemaking, either putting the proposed rule into effect, with or without further changes, or withdrawing the proposed rule.

TITLE 13 – DEPARTMENT OF SOCIAL SERVICES
Division 70 – MO HealthNet Division
Chapter 15 – Hospital Program

ORDER OF RULEMAKING

By the authority vested in the Department of Social Services, MO HealthNet Division, under sections 208.201 and 660.017, RSMo 2016, and sections 208.152 and 208.153, RSMo Supp. 2025, the division amends a rule as follows:

13 CSR 70-15.160 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2025 (50 MoReg 1090-1093). 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 MO HealthNet Division received two (2) comments from three (3) individuals on the proposed amendment.

COMMENT #1: Fatimah Jennings, MO HealthNet Division (MHD), commented that the date for incorporation of the Outpatient Fee Schedule regulation needs to be updated to August 5, 2025, in (1)(B)2.
RESPONSE AND EXPLANATION OF CHANGE: The MHD has updated the date for incorporation of the Outpatient Fee Schedule to August 5, 2025, in (1)(B)2.

COMMENT #2: Doug Brandt, Harrison County Memorial Hospital, and Kim Duggan, Vice President of Medicaid and FRA with the Missouri Hospital Association, commented with modifications to the proposed regulations. The proposal simply clarifies that the calculated percentage cost increase be multiplied by and added to the current CAH outpatient payment rate to determine the new payment rate.
RESPONSE AND EXPLANATION OF CHANGE: The MHD has updated subparagraph (2)(A)1.C. to add the clarifying language. This revised language does not affect the fiscal impact of this amendment.

13 CSR 70-15.160 Outpatient Hospital Services Reimbursement Methodology

(1) *Outpatient Simplified Fee Schedule* (OSFS) Payment Methodology.

(B) Effective for dates of service beginning July 20, 2021, outpatient hospital services shall be reimbursed on a predetermined fee-for-service basis using an OSFS based on the APC groups and fees under the Medicare Hospital OPPS. When service coverage and payment policy differences exist between Medicare OPPS and Medicaid, MHD policies and fee schedules are used. The fee schedule will be updated as follows:

1. MHD will review and adjust the OSFS annually on July 1 based on the payment method described in subsection (1)(D); and

2. The OSFS is incorporated by reference and made a part of this rule as published by the Department of Social Services, MO HealthNet Division, 615 Howerton Court, Jefferson City, MO 65109, August 5, 2025. This rule does not incorporate any subsequent amendments or additions.

(2) Outpatient Rate Adjustment.

(A) Rate Adjustment.

1. A rate adjustment may be requested by in-state federally deemed critical access hospitals under this subsection for changes in outpatient allowable costs related to building a new replacement hospital. The effective date for any increase granted under this subsection shall be no earlier than the first day of the month following the division's final determination of the rate adjustment.

A. In-state federally deemed critical access hospitals that build a new replacement hospital and incur costs associated with the new hospital may request an outpatient rate adjustment. A rate adjustment request for projects requiring certificate of need (CON) review must include a copy of the CON program approval.

B. An in-state federally deemed critical access hospital will have six (6) months after the new hospital is completed and open to the public to submit a request for outpatient rate adjustment, along with a budget of the project's costs. The rate adjustment request, the project's budget, and any other documentation related to the replacement building's costs shall be provided to MHD. Upon completion of MHD's review, the hospital's outpatient reimbursement rate may be adjusted, if indicated. Failure to submit a request for rate adjustment and project budget within the six- (6-) month period shall disqualify the hospital from receiving a rate increase.

C. Rate adjustments due to building a new hospital will be determined as the increase in capital and operating costs multiplied by the ratio of total Medicaid outpatient costs to total hospital costs as submitted on the most recent audited cost report as of the review date divided by the FFS Medicaid outpatient payments from the audited cost report. This

percentage increase will be multiplied by the current critical access hospital outpatient increase and the result added to the current outpatient increase to determine the new increase to the fee schedule amounts. The increase will be limited to twenty-five percent (25%) of the critical access hospital outpatient increase and will be limited to thirty (30) years.

2. The request for a rate adjustment must be submitted in writing to the division and must specifically and clearly identify the project and the total dollar amount involved. The total dollar amount must be supported by generally accepted accounting principles. The hospital will be notified of the division's decision in writing within sixty (60) days of receipt of the hospital's written request or within sixty (60) days of receipt of any additional documentation or clarification which may be required, whichever is later. Failure to submit requested information within the sixty- (60-) day period, shall be grounds for denial of the request.

TITLE 15 – ELECTED OFFICIALS
Division 50 – Treasurer
Chapter 5 – Missouri Empowerment Scholarship Accounts Program

ORDER OF RULEMAKING

By the authority vested in the treasurer under section 135.719, RSMo Supp. 2025, the treasurer rescinds a rule as follows:

15 CSR 50-5.010 General Organization **is rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 15, 2025 (50 MoReg 993). No changes have been made to 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 15 – ELECTED OFFICIALS
Division 50 – Treasurer
Chapter 5 – Missouri Empowerment Scholarship Accounts Program

ORDER OF RULEMAKING

By the authority vested in the treasurer under section 135.719, RSMo Supp. 2025, the treasurer adopts a rule as follows:

15 CSR 50-5.010 General Organization **is adopted**.

A notice of proposed rulemaking containing the text of the proposed rule was published in the M*issouri Register* on August 1, 2025 (50 MoReg 1105). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 15 – ELECTED OFFICIALS
Division 50 – Treasurer
Chapter 5 – Missouri Empowerment Scholarship Accounts Program

ORDER OF RULEMAKING

By the authority vested in the treasurer under section 135.719, RSMo Supp. 2025, the treasurer rescinds a rule as follows:

15 CSR 50-5.020 Missouri Empowerment Scholarship Accounts Program **is rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 15, 2025 (50 MoReg 993). No changes have been made to 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 15 – ELECTED OFFICIALS
Division 50 – Treasurer
Chapter 5 – Missouri Empowerment Scholarship Accounts Program

ORDER OF RULEMAKING

By the authority vested in the treasurer under section 135.719, RSMo Supp. 2025, the treasurer adopts a rule as follows:

15 CSR 50-5.020 Missouri Empowerment Scholarship Accounts Program **is adopted**.

A notice of proposed rulemaking containing the text of the proposed rule was published in the M*issouri Register* on August 1, 2025 (50 MoReg 1105-1106). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 15 – ELECTED OFFICIALS
Division 50 – Treasurer
Chapter 5 – Missouri Empowerment Scholarship Accounts Program

ORDER OF RULEMAKING

By the authority vested in the treasurer under section 135.719, RSMo Supp. 2025, the treasurer rescinds a rule as follows:

15 CSR 50-5.030 Tax Credit Program **is rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on July 15, 2025 (50 MoReg 993). No changes have been made to 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 15 – ELECTED OFFICIALS
Division 50 – Treasurer
Chapter 5 – Missouri Empowerment Scholarship Accounts Program

ORDER OF RULEMAKING

By the authority vested in the treasurer under section 135.719, RSMo Supp. 2025, the treasurer adopts a rule as follows:

15 CSR 50-5.030 Tax Credit Program **is adopted**.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on August 1, 2025 (50 MoReg 1106-1107). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 15 – ELECTED OFFICIALS
Division 50 – Treasurer
Chapter 5 – Missouri Empowerment Scholarship Accounts Program

ORDER OF RULEMAKING

By the authority vested in the treasurer under section 135.719, RSMo Supp. 2025, the treasurer adopts a rule as follows:

15 CSR 50-5.035 Grant Program **is adopted**.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on July 15, 2025 (50 MoReg 994). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE
Division 2085 – Board of Cosmetology and Barber Examiners
Chapter 4 – General Rules Applicable to All Licensees/Registrants

ORDER OF RULEMAKING

By the authority vested in the Board of Cosmetology and Barber Examiners under section 329.025, RSMo Supp. 2025, the board adopts a rule as follows:

20 CSR 2085-4.070 Exceptions **is adopted**.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on September 2, 2025 (50 MoReg 1255). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE
Division 2231 – Division of Professional Registration
Chapter 2 – Designation of License Renewal Dates and Related Application and Renewal Information

ORDER OF RULEMAKING

By the authority vested in the Division of Professional Registration under section 324.001, RSMo Supp. 2025, the division amends a rule as follows:

20 CSR 2231-2.010 Designation of License Renewal Dates and Related Application and Renewal Information **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 2, 2025 (50 MoReg 1255-1257). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective **February 1, 2026**.

SUMMARY OF COMMENTS: No comments were received.

The Secretary of State is required by sections 347.141 and 359.481, RSMo, 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 TO ALL CREDITORS AND CLAIMANTS OF SOHA, LLC

On November 10, 2025, SOHA, LLC, a Missouri Limited Liability Company, has dissolved and is in the process of winding up its affairs. The Company filed Notice of Winding Up with the Secretary of State of Missouri. Any and all claims against the Company may be sent to:

Michael E. Kaemmerer
McCarthy, Leonard & Kaemmerer, LC
825 Maryville Centre Drive, Suite 300
Town and Country, MO 63017

Each claim should include the following:
1) The name, address, and telephone number of claimant;
2) The amount of claim;
3) The basis of the claim; and
4) The documents related to the claim.

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

NOTICE OF WINDING UP TO ALL CREDITORS AND CLAIMANTS OF DK MCDONALD ENTERPRISES, LLC

On November 10, 2025, DK MCDONALD ENTERPRISES, LLC, a Missouri Limited Liability Company, has dissolved and is in the process of winding up its affairs. The Company filed Notice of Winding Up with the Secretary of State of Missouri. Any and all claims against the Company may be sent to:

Michael E. Kaemmerer
McCarthy, Leonard & Kaemmerer, LC
825 Maryville Centre Drive, Suite 300
Town and Country, MO 63017

Each claim should include the following:
1) The name, address, and telephone number of claimant;
2) The amount of claim;
3) The basis of the claim; and
4) The documents related to the claim.

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

NOTICE OF WINDING UP TO ALL CREDITORS OF AND CLAIMANTS AGAINST CB'S GENERAL STORE, LLC

On October 31, 2025, CB's General Store, LLC, a Missouri Limited Liability Company ("the Company"), filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State. Claims must be mailed to:

Cynthia Bicknell
314 NW Rockhill Circle
Lees Summit, MO 64081

To file a claim against the Company, you must furnish the following:
1) The name, address, and telephone number of claimant;
2) The amount of claim;
3) The basis of the claim; and
4) The documents related to the claim, including the date on which events giving rise to the claim occurred.

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

NOTICE OF WINDING UP TO ALL CREDITORS OF AND CLAIMANTS AGAINST ERIN STUBBLEFIELD WEDDINGS AND PORTRAITURE, LLC

On October 26, 2025, Erin Stubblefield Weddings And Portraiture, LLC (hereinafter the "LLC"), filed its Notice of Winding Up with the Missouri Secretary of State. All persons having claims against the LLC must present them immediately by letter to:

Erin L. Sexauer
c/o Erin Stubblefield Weddings and Portraiture, LLC
5432 Nottingham Avenue

St. Louis, MO 63109

Each claim must include:
1) The claimant's full legal name and current mailing address;
2) The amount claimed;
3) The basis for the claim; and
4) Documentation or evidence supporting the claim.

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

NOTICE OF DISSOLUTION TO ALL CREDITORS AND CLAIMANTS AGAINST WALKER CLUB, LLC

On November 11, 2025, Walker Club, LLC, a Missouri limited liability company, filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State. You are hereby notified that if you believe you have a claim against Walker Club, LLC, you must submit a summary in writing of the circumstances surrounding your claim to:

Bush & Patchett, LLC
Attn: Kerry Bush
4240 Philips Farm Road, Suite 109
Columbia, MO 65201

The summary of your claim must contain the following information:
1) The name, address, and telephone number of the claimant;
2) The amount of the claim;
3) The date the event on 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 Walker Club, 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 DISSOLUTION TO ALL CREDITORS AND CLAIMANTS AGAINST TALL EAGLE INVESTMENTS, LLC

On November 11, 2025, Tall Eagle Investments, LLC, a Missouri limited liability company, filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State. You are hereby notified that if you believe you have a claim against Tall Eagle Investments, LLC, you must submit a summary in writing of the circumstances surrounding your claim to:

Bush & Patchett, LLC
Attn: Kerry Bush
4240 Philips Farm Road, Suite 109
Columbia, MO 65201

The summary of your claim must contain the following information:
1) The name, address, and telephone number of the claimant;
2) The amount of the claim;
3) The date the event on 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 Tall Eagle Investments, 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 TO ALL CREDITORS AND CLAIMANTS AGAINST HOYNE LAW FIRM, LLC
NOTICE OF CHANGE OF ADDRESS FOR CLAIMS

Hoyne Law Firm, LLC, a Missouri limited liability company (the "Company"), filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State effective May 31, 2023. Notice of Winding Up was published in the *Missouri Register* on July 17, 2023. The Company hereby requests that all persons, entities, and organizations with claims against the Company present such claims by letter to:

Hoyne Law Firm, LLC
Attn: Andrew T. Hoyne
800 S. Hanley Road, Unit 2D
St. Louis, MO 63105

Each claim must include:
1) The name, address, and telephone number of the claimant;
2) The amount of the claim;
3) The basis of the claim;
4) The date(s) of the event(s) on which the claim is based occurred; and
5) Documentation to support the claim.

All claims against the Company will be barred unless the proceeding to enforce the claim is commenced within three (3) years after the publication of the original notice on July 17, 2023.

NOTICE OF DISSOLUTION TO ALL CREDITORS OF AND CLAIMANTS AGAINST OWEN & ASSOCIATES, LLC

On November 7, 2025, Owen & Associates, LLC, a Missouri Limited Liability Company, filed Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State. Any and all claims against Owen & Associates, LLC must be sent to:

Allen Wesley Owen
25708 E. Cowherd Rd.
Lee's Summit, MO 64064

Each claim must include the following:
1) The name, address, and telephone number of claimant;
2) The amount of claim;
3) The date of the event on which the claim is based;
4) The basis for the claim; and
5) Any documentation in support of the claim.

All claims against Owen & Associates, LLC, will be barred unless a proceeding to enforce the claim is commenced within three years after the date this notice is published.

NOTICE OF DISSOLUTION TO ALL CREDITORS OF AND CLAIMANTS AGAINST BENSON FARMS, INC

On November 13, 2025, Benson Farms, Inc., filed Notice of Articles of Dissolution with the Missouri Secretary of State. The event was effective on November 13, 2025. You are hereby notified that if you believe you have a claim against Benson Farms, Inc., you must submit a summary in writing of the circumstances surrounding your claim to the Corporation to:

Jennifer M. Snider
Witt, Hicklin, Snider & Fain, P.C.
2300 Higgins Road, PO Box 1517
Platte City, MO 64079

The summary of your claim must include the following information:
1) The name, address, and telephone number of the claimant;
2) The amount of the claim;
3) The date on which the event on which the claim is based occurred;
4) A brief description of the nature of the debt or the basis for the claim; and
5) Copies of any document supporting your claim.

The deadline for claim submission is the 180 calendar days from the effective date of this notice. All claims against Benson Farms, Inc., will be barred unless the proceeding to enforce the claim is commenced within two (2) years after the publication of this notice.

NOTICE OF WINDING UP TO ALL CREDITORS OF AND CLAIMANTS AGAINST THE SINGLETON INVESTMENT GROUP, LLC

On October 27, 2025, The Singleton Investment Group, LLC, a Missouri limited liability company ("Company"), filed its Notice of Winding Up with the Missouri Secretary of State, effective on the filing date. You are hereby notified that if you believe you have a claim against Company, you must submit a summary in writing of the circumstances surrounding your claim to:

The Singleton Investment Group, LLC
c/o Shawn P. Battagler, Esq.
Carnahan Evans PC
2805 S. Ingram Mill Road
Springfield, MO 65804

The summary of your claim must include the following information:
1) The claimant's name, address and telephone number;
2) The amount of claim;
3) The date(s) claim accrued (or will accrue);
4) A brief description of the nature of the debt or the basis for the claim; and
5) If the claim is secured, and if so, the collateral used as security.

Because of the dissolution, any claims against Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the last of filing or publication of this Notice.

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 — 49 (2024) and 50 (2025). 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
	OFFICE OF ADMINISTRATION				
1 CSR	Notice of Periodic Rule Review				50 MoReg 960
1 CSR 10	State Officials' Salary Compensation Schedule				47 MoReg 1457
	DEPARTMENT OF AGRICULTURE				
2 CSR	Notice of Periodic Rule Review				50 MoReg 960
2 CSR 80-2.190	State Milk Board		50 MoReg 742		
2 CSR 80-5.010	State Milk Board		50 MoReg 1631		
2 CSR 80-6.055	State Milk Board		50 MoReg 1746		
2 CSR 90	Weights, Measures and Consumer Protection				50 MoReg 718
2 CSR 90-21.010	Weights, Measures and Consumer Protection		50 MoReg 1318		
	DEPARTMENT OF CONSERVATION				
3 CSR	Notice of Periodic Rule Review				50 MoReg 960
3 CSR 10-4.111	Conservation Commission		50 MoReg 1631		
3 CSR 10-5.215	Conservation Commission		50 MoReg 890	50 MoReg 1681	
3 CSR 10-5.222	Conservation Commission		50 MoReg 890R	50 MoReg 1681R	
3 CSR 10-5.225	Conservation Commission		50 MoReg 891	50 MoReg 1682	
3 CSR 10-5.250	Conservation Commission		50 MoReg 891	50 MoReg 1682	
3 CSR 10-5.300	Conservation Commission		50 MoReg 891	50 MoReg 1683	
3 CSR 10-5.310	Conservation Commission		50 MoReg 892	50 MoReg 1683	
3 CSR 10-5.315	Conservation Commission		50 MoReg 892	50 MoReg 1683	
3 CSR 10-5.320	Conservation Commission		50 MoReg 892	50 MoReg 1683	
3 CSR 10-5.324	Conservation Commission		50 MoReg 893	50 MoReg 1683	
3 CSR 10-5.330	Conservation Commission		50 MoReg 893	50 MoReg 1684	
3 CSR 10-5.331	Conservation Commission		50 MoReg 894	50 MoReg 1684	
3 CSR 10-5.340	Conservation Commission		50 MoReg 894	50 MoReg 1684	
3 CSR 10-5.345	Conservation Commission		50 MoReg 894	50 MoReg 1684	
3 CSR 10-5.351	Conservation Commission		50 MoReg 894	50 MoReg 1685	
3 CSR 10-5.352	Conservation Commission		50 MoReg 895	50 MoReg 1685	
3 CSR 10-5.359	Conservation Commission		50 MoReg 895	50 MoReg 1685	
3 CSR 10-5.360	Conservation Commission		50 MoReg 895	50 MoReg 1686	
3 CSR 10-5.365	Conservation Commission		50 MoReg 896	50 MoReg 1686	
3 CSR 10-5.370	Conservation Commission		50 MoReg 896	50 MoReg 1686	
3 CSR 10-5.425	Conservation Commission		50 MoReg 896	50 MoReg 1687	
3 CSR 10-5.429	Conservation Commission		50 MoReg 897	50 MoReg 1687	
3 CSR 10-5.430	Conservation Commission		50 MoReg 897	50 MoReg 1688	
3 CSR 10-5.434	Conservation Commission		50 MoReg 897	50 MoReg 1688	
3 CSR 10-5.435	Conservation Commission		50 MoReg 898	50 MoReg 1688	
3 CSR 10-5.436	Conservation Commission		50 MoReg 898	50 MoReg 1689	
3 CSR 10-5.440	Conservation Commission		50 MoReg 898	50 MoReg 1689	
3 CSR 10-5.445	Conservation Commission		50 MoReg 899	50 MoReg 1689	
3 CSR 10-5.460	Conservation Commission		50 MoReg 899	50 MoReg 1689	
3 CSR 10-5.465	Conservation Commission		50 MoReg 899	50 MoReg 1689	
3 CSR 10-5.535	Conservation Commission		50 MoReg 900	50 MoReg 1690	
3 CSR 10-5.540	Conservation Commission		50 MoReg 900	50 MoReg 1690	
3 CSR 10-5.545	Conservation Commission		50 MoReg 900	50 MoReg 1690	
3 CSR 10-5.551	Conservation Commission		50 MoReg 901	50 MoReg 1690	
3 CSR 10-5.552	Conservation Commission		50 MoReg 901	50 MoReg 1691	
3 CSR 10-5.554	Conservation Commission		50 MoReg 901	50 MoReg 1691	
3 CSR 10-5.559	Conservation Commission		50 MoReg 901	50 MoReg 1691	
3 CSR 10-5.560	Conservation Commission		50 MoReg 902	50 MoReg 1692	
3 CSR 10-5.565	Conservation Commission		50 MoReg 902	50 MoReg 1692	
3 CSR 10-5.567	Conservation Commission		50 MoReg 902	50 MoReg 1693	
3 CSR 10-5.570	Conservation Commission		50 MoReg 903	50 MoReg 1693	
3 CSR 10-5.576	Conservation Commission		50 MoReg 903	50 MoReg 1693	
3 CSR 10-5.579	Conservation Commission		50 MoReg 903	50 MoReg 1693	
3 CSR 10-5.580	Conservation Commission		50 MoReg 904	50 MoReg 1694	
3 CSR 10-5.600	Conservation Commission		50 MoReg 904	50 MoReg 1694	
3 CSR 10-5.605	Conservation Commission		50 MoReg 904	50 MoReg 1694	
3 CSR 10-5.700	Conservation Commission		50 MoReg 905	50 MoReg 1694	
3 CSR 10-5.710	Conservation Commission		50 MoReg 905	50 MoReg 1695	
3 CSR 10-5.800	Conservation Commission		50 MoReg 905	50 MoReg 1695	
3 CSR 10-5.805	Conservation Commission		50 MoReg 905	50 MoReg 1695	
3 CSR 10-5.900	Conservation Commission		50 MoReg 906	50 MoReg 1695	
3 CSR 10-5.950	Conservation Commission		50 MoReg 906	50 MoReg 1695	
3 CSR 10-6.505	Conservation Commission		50 MoReg 1632		
3 CSR 10-6.540	Conservation Commission		50 MoReg 1632		
3 CSR 10-7.410	Conservation Commission		50 MoReg 919	50 MoReg 1707	
3 CSR 10-8.510	Conservation Commission		50 MoReg 919	50 MoReg 1708W	
3 CSR 10-8.515	Conservation Commission		50 MoReg 921	50 MoReg 1708	
3 CSR 10-9.105	Conservation Commission		50 MoReg 921	50 MoReg 1708	
3 CSR 10-9.106	Conservation Commission		50 MoReg 922	50 MoReg 1709	
3 CSR 10-9.350	Conservation Commission		50 MoReg 922	50 MoReg 1709	

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3 CSR 10-9.351	Conservation Commission		50 MoReg 922	50 MoReg 1709	
3 CSR 10-9.352	Conservation Commission		50 MoReg 923	50 MoReg 1709	
3 CSR 10-9.360	Conservation Commission		50 MoReg 1632		
3 CSR 10-9.370	Conservation Commission		50 MoReg 923	50 MoReg 1709	
3 CSR 10-9.420	Conservation Commission		50 MoReg 923	50 MoReg 1710	
3 CSR 10-9.425	Conservation Commission		50 MoReg 924	50 MoReg 1710	
3 CSR 10-9.440	Conservation Commission		50 MoReg 924	50 MoReg 1710	
3 CSR 10-9.560	Conservation Commission		50 MoReg 924	50 MoReg 1710	
3 CSR 10-9.565	Conservation Commission		50 MoReg 925 50 MoReg 1747	50 MoReg 1710	
3 CSR 10-9.570	Conservation Commission		50 MoReg 928	50 MoReg 1710	
3 CSR 10-9.575	Conservation Commission		50 MoReg 928	50 MoReg 1711	
3 CSR 10-9.625	Conservation Commission		50 MoReg 929	50 MoReg 1711	
3 CSR 10-9.627	Conservation Commission		50 MoReg 929	50 MoReg 1711	
3 CSR 10-9.640	Conservation Commission		50 MoReg 929	50 MoReg 1711	
3 CSR 10-9.950	Conservation Commission		50 MoReg 930	50 MoReg 1711	
3 CSR 10-10.705	Conservation Commission		50 MoReg 936	50 MoReg 1712	
3 CSR 10-10.707	Conservation Commission		50 MoReg 936	50 MoReg 1712	
3 CSR 10-10.708	Conservation Commission		50 MoReg 936	50 MoReg 1712	
3 CSR 10-10.720	Conservation Commission		50 MoReg 937	50 MoReg 1712	
3 CSR 10-10.722	Conservation Commission		50 MoReg 937	50 MoReg 1712	
3 CSR 10-10.724	Conservation Commission		50 MoReg 937	50 MoReg 1713	
3 CSR 10-10.728	Conservation Commission		50 MoReg 938	50 MoReg 1713	
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3 CSR 10-10.739	Conservation Commission		50 MoReg 938	50 MoReg 1713	
3 CSR 10-10.744	Conservation Commission		50 MoReg 939	50 MoReg 1713	
3 CSR 10-10.767	Conservation Commission		50 MoReg 939	50 MoReg 1714	
3 CSR 10-10.771	Conservation Commission		50 MoReg 939	50 MoReg 1714	
3 CSR 10-10.788	Conservation Commission		50 MoReg 940	50 MoReg 1714	
3 CSR 10-10.789	Conservation Commission		50 MoReg 940	50 MoReg 1714	
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3 CSR 10-10.805	Conservation Commission		50 MoReg 941	50 MoReg 1715	
3 CSR 10-10.810	Conservation Commission		50 MoReg 941	50 MoReg 1715	
3 CSR 10-10.950	Conservation Commission		50 MoReg 942	50 MoReg 1715	
3 CSR 10-11.125	Conservation Commission		50 MoReg 1633		
3 CSR 10-11.155	Conservation Commission		50 MoReg 1634		
3 CSR 10-11.180	Conservation Commission		50 MoReg 1636		
3 CSR 10-12.110	Conservation Commission		50 MoReg 1636		
3 CSR 10-12.115	Conservation Commission		50 MoReg 1637		
3 CSR 10-12.125	Conservation Commission		50 MoReg 1638		
3 CSR 10-12.135	Conservation Commission		50 MoReg 1639		
3 CSR 10-12.140	Conservation Commission		50 MoReg 1639		
3 CSR 10-12.145	Conservation Commission		50 MoReg 1639		
3 CSR 10-20.805	Conservation Commission		50 MoReg 947	50 MoReg 1716W	
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4 CSR	Notice of Periodic Rule Review				50 MoReg 960
	DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION				
5 CSR	Notice of Periodic Rule Review				50 MoReg 960
5 CSR 20-100.130	Division of Learning Services		50 MoReg 1533		
5 CSR 20-300.110	Division of Learning Services	50 MoReg 1529	50 MoReg 1533		
5 CSR 20-400.450	Division of Learning Services		50 MoReg 988	50 MoReg 1771	
5 CSR 20-400.530	Division of Learning Services		50 MoReg 989	50 MoReg 1771	
5 CSR 20-400.540	Division of Learning Services		50 MoReg 990	50 MoReg 1772	
5 CSR 20-400.560	Division of Learning Services		50 MoReg 1749		
5 CSR 20-400.600	Division of Learning Services		50 MoReg 991	50 MoReg 1772	
	DEPARTMENT OF HIGHER EDUCATION AND WORKFORCE DEVELOPMENT				
6 CSR	Notice of Periodic Rule Review				50 MoReg 960
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7 CSR 10-11.020	Missouri Highways and Transportation Commission		This Issue		
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8 CSR 20-2.010	Labor and Industrial Relations Commission		50 MoReg 1285		
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9 CSR 30-6.010	Certification Standards		50 MoReg 1640		
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10 CSR 10-6.025	Air Conservation Commission		This Issue		
10 CSR 10-6.060	Air Conservation Commission		This Issue		
10 CSR 10-6.061	Air Conservation Commission		50 MoReg 770	50 MoReg 1772	
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10 CSR 10-6.065	Air Conservation Commission		This Issue		
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10 CSR 10-6.140	Air Conservation Commission		50 MoReg 775R	50 MoReg 1773R	
10 CSR 10-6.241	Air Conservation Commission		This Issue		
10 CSR 10-6.250	Air Conservation Commission		This Issue		
10 CSR 10-6.255	Air Conservation Commission		This Issue		
10 CSR 20-2.010	Clean Water Commission		50 MoReg 1189		

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10 CSR 20-6.015	Clean Water Commission		50 MoReg 1195		
10 CSR 20-6.020	Clean Water Commission		50 MoReg 1205		
10 CSR 20-6.060	Clean Water Commission		50 MoReg 1207		
10 CSR 20-6.200	Clean Water Commission		50 MoReg 1208		
10 CSR 25-7	Hazardous Waste Management Commission				50 MoReg 718
10 CSR 90-2.030	State Parks		50 MoReg 950	50 MoReg 1544	
	DEPARTMENT OF PUBLIC SAFETY				
11 CSR 40-5.110	Fire Safety		50 MoReg 1537		
11 CSR 45-1.010	Missouri Gaming Commission		50 MoReg 776	50 MoReg 1418	
11 CSR 45-1.015	Missouri Gaming Commission		50 MoReg 776	50 MoReg 1418	
11 CSR 45-1.020	Missouri Gaming Commission		50 MoReg 776	50 MoReg 1418	
11 CSR 45-1.080	Missouri Gaming Commission		50 MoReg 777	50 MoReg 1418	
11 CSR 45-1.100	Missouri Gaming Commission		50 MoReg 777	50 MoReg 1419	
11 CSR 45-2.010	Missouri Gaming Commission		50 MoReg 777	50 MoReg 1419	
11 CSR 45-13.010	Missouri Gaming Commission		50 MoReg 778	50 MoReg 1419	
11 CSR 45-13.020	Missouri Gaming Commission		50 MoReg 778	50 MoReg 1419	
11 CSR 45-13.030	Missouri Gaming Commission		50 MoReg 778	50 MoReg 1419	
11 CSR 45-13.040	Missouri Gaming Commission		50 MoReg 779	50 MoReg 1420	
11 CSR 45-13.045	Missouri Gaming Commission		50 MoReg 779	50 MoReg 1420	
11 CSR 45-13.050	Missouri Gaming Commission		50 MoReg 780	50 MoReg 1420	
11 CSR 45-13.052	Missouri Gaming Commission		50 MoReg 780	50 MoReg 1420	
11 CSR 45-13.055	Missouri Gaming Commission		50 MoReg 781	50 MoReg 1421	
11 CSR 45-13.060	Missouri Gaming Commission		50 MoReg 782	50 MoReg 1421	
11 CSR 45-13.065	Missouri Gaming Commission		50 MoReg 783	50 MoReg 1421	
11 CSR 45-13.070	Missouri Gaming Commission		50 MoReg 783	50 MoReg 1421	
11 CSR 45-13.080	Missouri Gaming Commission		50 MoReg 783	50 MoReg 1422	
11 CSR 45-15.010	Missouri Gaming Commission		50 MoReg 784	50 MoReg 1422	
11 CSR 45-15.020	Missouri Gaming Commission		50 MoReg 784	50 MoReg 1422	
11 CSR 45-15.030	Missouri Gaming Commission		50 MoReg 785	50 MoReg 1422	
11 CSR 45-15.040	Missouri Gaming Commission		50 MoReg 785	50 MoReg 1423	
11 CSR 45-15.050	Missouri Gaming Commission		50 MoReg 786	50 MoReg 1423	
11 CSR 45-20.010	Missouri Gaming Commission		50 MoReg 786	50 MoReg 1423	
11 CSR 45-20.140	Missouri Gaming Commission		50 MoReg 789	50 MoReg 1423	
11 CSR 45-20.150	Missouri Gaming Commission		50 MoReg 789	50 MoReg 1424	
11 CSR 45-20.160	Missouri Gaming Commission		50 MoReg 790	50 MoReg 1425	
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11 CSR 45-20.250	Missouri Gaming Commission		50 MoReg 806	50 MoReg 1441	
11 CSR 45-20.260	Missouri Gaming Commission		50 MoReg 807	50 MoReg 1441	
11 CSR 45-20.270	Missouri Gaming Commission		50 MoReg 807	50 MoReg 1441	
11 CSR 45-20.280	Missouri Gaming Commission		50 MoReg 808	50 MoReg 1442	
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11 CSR 45-20.330	Missouri Gaming Commission		50 MoReg 816	50 MoReg 1449	
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11 CSR 45-20.350	Missouri Gaming Commission		50 MoReg 817	50 MoReg 1450	
11 CSR 45-20.360	Missouri Gaming Commission		50 MoReg 818	50 MoReg 1451	
11 CSR 45-20.370	Missouri Gaming Commission		50 MoReg 818	50 MoReg 1451	
11 CSR 45-20.380	Missouri Gaming Commission		50 MoReg 819	50 MoReg 1452	
11 CSR 45-20.390	Missouri Gaming Commission		50 MoReg 822	50 MoReg 1454	
11 CSR 45-20.400	Missouri Gaming Commission		50 MoReg 823	50 MoReg 1454	
11 CSR 45-20.410	Missouri Gaming Commission		50 MoReg 824	50 MoReg 1454	
11 CSR 45-20.420	Missouri Gaming Commission		50 MoReg 826	50 MoReg 1457	
11 CSR 45-20.430	Missouri Gaming Commission		50 MoReg 826	50 MoReg 1457	
11 CSR 45-20.440	Missouri Gaming Commission		50 MoReg 827	50 MoReg 1457	
11 CSR 45-20.450	Missouri Gaming Commission		50 MoReg 828	50 MoReg 1457	
11 CSR 45-20.460	Missouri Gaming Commission		50 MoReg 829	50 MoReg 1458	
11 CSR 45-20.470	Missouri Gaming Commission		50 MoReg 829	50 MoReg 1460	
11 CSR 45-20.480	Missouri Gaming Commission		50 MoReg 830	50 MoReg 1461	
11 CSR 45-20.490	Missouri Gaming Commission		50 MoReg 833	50 MoReg 1465	
11 CSR 45-20.500	Missouri Gaming Commission		50 MoReg 834	50 MoReg 1467	
11 CSR 45-20.510	Missouri Gaming Commission		50 MoReg 835	50 MoReg 1467	
11 CSR 45-20.520	Missouri Gaming Commission		50 MoReg 835	50 MoReg 1467	
11 CSR 45-20.530	Missouri Gaming Commission		50 MoReg 836	50 MoReg 1470	
11 CSR 45-20.540	Missouri Gaming Commission		50 MoReg 838	50 MoReg 1472	
11 CSR 45-20.550	Missouri Gaming Commission		50 MoReg 838	50 MoReg 1472	
11 CSR 45-20.560	Missouri Gaming Commission		50 MoReg 843	50 MoReg 1476	
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11 CSR 45-20.640	Missouri Gaming Commission		50 MoReg 850	50 MoReg 1483	
11 CSR 45-20.650	Missouri Gaming Commission		50 MoReg 850	50 MoReg 1483	
11 CSR 85-1.050	Veterans Affairs		50 MoReg 1285		
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12 CSR 10-2.045	Director of Revenue		50 MoReg 1753		
12 CSR 10-2.140	Director of Revenue		50 MoReg 1325		
12 CSR 10-2.150	Director of Revenue		50 MoReg 950	50 MoReg 1379	
12 CSR 10-2.155	Director of Revenue		50 MoReg 951	50 MoReg 1379	
12 CSR 10-2.740	Director of Revenue		50 MoReg 1326		
12 CSR 10-16.090	Director of Revenue		50 MoReg 1250	50 MoReg 1773	
12 CSR 10-23.090	Director of Revenue		50 MoReg 1328		
12 CSR 10-23.100	Director of Revenue		50 MoReg 1328		
12 CSR 10-23.185	Director of Revenue		50 MoReg 1329		
12 CSR 10-23.210	Director of Revenue		50 MoReg 1329R		
12 CSR 10-23.295	Director of Revenue		50 MoReg 1330		
12 CSR 10-23.400	Director of Revenue		50 MoReg 1330R		
12 CSR 10-23.430	Director of Revenue		50 MoReg 1330		
12 CSR 10-23.470	Director of Revenue		50 MoReg 1331		
12 CSR 10-23.475	Director of Revenue		50 MoReg 1331		
12 CSR 10-23.500	Director of Revenue		50 MoReg 1332		
12 CSR 10-24.090	Director of Revenue		50 MoReg 1332		
12 CSR 10-24.300	Director of Revenue		50 MoReg 1333		
12 CSR 10-24.360	Director of Revenue		50 MoReg 1250	50 MoReg 1773	
12 CSR 10-24.380	Director of Revenue		50 MoReg 1334		
12 CSR 10-24.395	Director of Revenue		50 MoReg 1251	50 MoReg 1773	
12 CSR 10-24.412	Director of Revenue		50 MoReg 1334		
12 CSR 10-24.444	Director of Revenue		50 MoReg 1335		
12 CSR 10-26.120	Director of Revenue		50 MoReg 1336R		
12 CSR 10-41.010	Director of Revenue	50 MoReg 1743	50 MoReg 1761		
12 CSR 10-41.020	Director of Revenue		50 MoReg 1336		
12 CSR 10-41.025	Director of Revenue		50 MoReg 1337		
12 CSR 10-101.600	Director of Revenue		50 MoReg 1252	50 MoReg 1773	
12 CSR 10-102.016	Director of Revenue		50 MoReg 1648		
12 CSR 10-103.017	Director of Revenue		50 MoReg 1337		
12 CSR 10-103.050	Director of Revenue		50 MoReg 1338		
12 CSR 10-103.381	Director of Revenue		50 MoReg 1648R		
12 CSR 10-103.390	Director of Revenue		50 MoReg 1338		
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12 CSR 10-111.060	Director of Revenue		50 MoReg 1654		
12 CSR 10-111.061	Director of Revenue		50 MoReg 1654		
12 CSR 10-112.300	Director of Revenue		50 MoReg 1343		
12 CSR 10-113.300	Director of Revenue		50 MoReg 1655		
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13 CSR 35-60.010	Children's Division	50 MoReg 1619	50 MoReg 1655		
13 CSR 35-60.040	Children's Division	50 MoReg 741	50 MoReg 743	50 MoReg 1379	
13 CSR 35-71.050	Children's Division		50 MoReg 1286		
13 CSR 40-91.020	Children's Division		50 MoReg 1656		
13 CSR 70-3.200	MO HealthNet Division	50 MoReg 1033	50 MoReg 1076	50 MoReg 1774	
13 CSR 70-3.230	MO HealthNet Division		50 MoReg 1252		
13 CSR 70-3.250	MO HealthNet Division		50 MoReg 1079	50 MoReg 1774	
13 CSR 70-7.050	MO HealthNet Division		50 MoReg 1289		
13 CSR 70-10.040	MO HealthNet Division		This Issue		
13 CSR 70-10.110	MO HealthNet Division	50 MoReg 1036	50 MoReg 1289		
13 CSR 70-15.010	MO HealthNet Division	50 MoReg 1036	50 MoReg 1407		
13 CSR 70-15.015	MO HealthNet Division	50 MoReg 1048	50 MoReg 1079	50 MoReg 1774	
13 CSR 70-15.110	MO HealthNet Division	50 MoReg 1054	50 MoReg 1086	50 MoReg 1774	
13 CSR 70-15.160	MO HealthNet Division	50 MoReg 1059	50 MoReg 1090	This Issue	
13 CSR 70-15.190	MO HealthNet Division	50 MoReg 1063	50 MoReg 1094	50 MoReg 1775	
13 CSR 70-15.220	MO HealthNet Division	50 MoReg 1063	50 MoReg 1094	50 MoReg 1775	
13 CSR 70-15.230	MO HealthNet Division		50 MoReg 1344		
13 CSR 70-20.320	MO HealthNet Division	50 MoReg 1070	50 MoReg 1100	50 MoReg 1775	
13 CSR 70-25.130	MO HealthNet Division		50 MoReg 851	50 MoReg 1379	
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15 CSR 30-50.030	Secretary of State		50 MoReg 1103	50 MoReg 1716	
15 CSR 30-51.170	Secretary of State		50 MoReg 1103	50 MoReg 1716	
15 CSR 30-51.172	Secretary of State		50 MoReg 1104	50 MoReg 1716	

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15 CSR 30-54.205	Secretary of State		50 MoReg 1105	50 MoReg 1717	
15 CSR 30-70.030	Secretary of State		50 MoReg 992	50 MoReg 1775	
15 CSR 50-5.010	Treasurer		50 MoReg 993R 50 MoReg 1105	This IssueR This Issue	
15 CSR 50-5.020	Treasurer		50 MoReg 993R 50 MoReg 1105	This IssueR This Issue	
15 CSR 50-5.030	Treasurer		50 MoReg 993R 50 MoReg 1106	This IssueR This Issue	
15 CSR 50-5.035	Treasurer	50 MoReg 1249	50 MoReg 994	This Issue	
15 CSR 60-18.010	Attorney General		50 MoReg 691	50 MoReg 1484	
15 CSR 60-18.020	Attorney General		50 MoReg 692	50 MoReg 1486	
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15 CSR 60-18.040	Attorney General		50 MoReg 706	50 MoReg 1499	
15 CSR 60-18.050	Attorney General		50 MoReg 706	50 MoReg 1501	
15 CSR 60-18.060	Attorney General		50 MoReg 706	50 MoReg 1503W	
15 CSR 60-18.070	Attorney General		50 MoReg 712	50 MoReg 1503	
15 CSR 60-19.010	Attorney General		50 MoReg 852	50 MoReg 1717W	
15 CSR 60-19.020	Attorney General		50 MoReg 853	50 MoReg 1717W	
15 CSR 60-19.030	Attorney General		50 MoReg 858	50 MoReg 1717W	
15 CSR 60-19.040	Attorney General		50 MoReg 858	50 MoReg 1718W	
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16 CSR 20-2.010	Missouri Local Government Employees' Retirement System (LAGERS)		50 MoReg 1215		
16 CSR 20-2.085	Missouri Local Government Employees' Retirement System (LAGERS)		50 MoReg 1216		
16 CSR 20-2.086	Missouri Local Government Employees' Retirement System (LAGERS)		50 MoReg 1217		
16 CSR 20-3.020	Missouri Local Government Employees' Retirement System (LAGERS)		50 MoReg 1218		
16 CSR 50-1.010	The County Employees' Retirement Fund		50 MoReg 1662		
16 CSR 50-1.030	The County Employees' Retirement Fund		50 MoReg 1663		
16 CSR 50-2.010	The County Employees' Retirement Fund		50 MoReg 1663		
16 CSR 50-2.035	The County Employees' Retirement Fund		50 MoReg 1664		
16 CSR 50-2.050	The County Employees' Retirement Fund		50 MoReg 1664		
16 CSR 50-2.080	The County Employees' Retirement Fund		50 MoReg 1665		
16 CSR 50-2.090	The County Employees' Retirement Fund		50 MoReg 1665		
16 CSR 50-2.120	The County Employees' Retirement Fund		50 MoReg 1666		
16 CSR 50-3.010	The County Employees' Retirement Fund		50 MoReg 1666		
16 CSR 50-10.050	The County Employees' Retirement Fund		50 MoReg 1667		
16 CSR 50-10.070	The County Employees' Retirement Fund		50 MoReg 1668		
16 CSR 50-20.020	The County Employees' Retirement Fund		50 MoReg 1668		
16 CSR 50-20.030	The County Employees' Retirement Fund		50 MoReg 1669		
16 CSR 50-20.050	The County Employees' Retirement Fund		50 MoReg 1669		
16 CSR 50-20.120	The County Employees' Retirement Fund		50 MoReg 1670		
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19 CSR 20-80.010	Division of Community and Public Health		50 MoReg 1761R		
19 CSR 25-32.010	Missouri State Public Health Laboratory		50 MoReg 1762R		
19 CSR 30-1.002	Division of Regulation and Licensure	50 MoReg 1620	50 MoReg 1671		
19 CSR 30-1.006	Division of Regulation and Licensure		50 MoReg 1253		
19 CSR 30-82.060	Division of Regulation and Licensure		50 MoReg 1347		
19 CSR 30-86.047	Division of Regulation and Licensure		50 MoReg 1762		
19 CSR 60-50	Missouri Health Facilities Review Committee				50 MoReg 1382 50 MoReg 1719 50 MoReg 1777
19 CSR 60-50.300	Missouri Health Facilities Review Committee		50 MoReg 1348		
19 CSR 60-50.400	Missouri Health Facilities Review Committee		50 MoReg 1349		
19 CSR 60-50.410	Missouri Health Facilities Review Committee		50 MoReg 1350		
19 CSR 60-50.420	Missouri Health Facilities Review Committee		50 MoReg 1356		
19 CSR 60-50.430	Missouri Health Facilities Review Committee		50 MoReg 1357		
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19 CSR 60-50.470	Missouri Health Facilities Review Committee		50 MoReg 1361		
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19 CSR 60-50.700	Missouri Health Facilities Review Committee		50 MoReg 1362		
19 CSR 60-50.800	Missouri Health Facilities Review Committee		50 MoReg 1363		
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19 CSR 100-1.190	Division of Cannabis Regulation		This Issue		
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20 CSR	Construction Claims Binding Arbitration Cap				50 MoReg 309
20 CSR	Non-Economic Damages in Medical Malpractice Cap				50 MoReg 309
20 CSR	Sovereign Immunity Limits				49 MoReg 1905
20 CSR	State Legal Expense Fund Cap				50 MoReg 309
20 CSR 100-8.040	Insurer Conduct		50 MoReg 1542		
20 CSR 200-4.010	Insurance Solvency and Company Regulation		50 MoReg 1542		
20 CSR 200-9.800	Insurance Solvency and Company Regulation		This Issue		
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20 CSR 2070-2.110	State Board of Chiropractic Examiners		50 MoReg 1291R		
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20 CSR 2117-2.080	Office of Statewide Electrical Contractors		This Issue R		
20 CSR 2150-2.125	State Board of Registration for the Healing Arts		This Issue		
20 CSR 2150-5.030	State Board of Registration for the Healing Arts		50 MoReg 744	50 MoReg 1544W	
20 CSR 2197-4.030	Board of Therapeutic Massage		50 MoReg 1292		

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20 CSR 2220-7.010	State Board of Pharmacy		50 MoReg 1363		
20 CSR 2220-7.025	State Board of Pharmacy		50 MoReg 1364		
20 CSR 2220-7.027	State Board of Pharmacy		50 MoReg 1364		
20 CSR 2220-7.030	State Board of Pharmacy		50 MoReg 1365		
20 CSR 2220-7.040	State Board of Pharmacy		50 MoReg 1366		
20 CSR 2220-7.050	State Board of Pharmacy		50 MoReg 1369		
20 CSR 2220-7.060	State Board of Pharmacy		50 MoReg 1369		
20 CSR 2231-2.010	Division of Professional Registration		50 MoReg 1255	This Issue	
20 CSR 2234-6.010	Board of Private Investigator and Private Fire Investigator Examiners		50 MoReg 1370		
20 CSR 2245-3.005	Real Estate Appraisers		50 MoReg 1763		
20 CSR 2245-6.017	Real Estate Appraisers		50 MoReg 858	50 MoReg 1544	
20 CSR 2245-6.018	Real Estate Appraisers		50 MoReg 860	50 MoReg 1545	
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20 CSR 2263-2.031	State Committee for Social Workers		50 MoReg 1107	50 MoReg 1775	
20 CSR 2263-2.070	State Committee for Social Workers		50 MoReg 1107	50 MoReg 1775	
20 CSR 2263-2.082	State Committee for Social Workers		50 MoReg 952	50 MoReg 1505	
20 CSR 2270-1.031	Missouri Veterinary Medical Board		50 MoReg 1218		
20 CSR 2270-2.031	Missouri Veterinary Medical Board		50 MoReg 1219		
20 CSR 2270-2.041	Missouri Veterinary Medical Board		50 MoReg 1219		
20 CSR 2270-3.020	Missouri Veterinary Medical Board		50 MoReg 1219		
20 CSR 2270-4.060	Missouri Veterinary Medical Board		50 MoReg 1108		
20 CSR 2085-4.070	Board of Cosmetology and Barber Examiners		50 MoReg 1255		
20 CSR 4240-10.035	Public Service Commission		50 MoReg 1370		
20 CSR 4240-10.165	Public Service Commission		50 MoReg 1376		
20 CSR 4240-10.195	Public Service Commission		50 MoReg 1765		
20 SCR 4240-13.055	Public Service Commission		50 MoReg 1376		
20 CSR 4240-40.020	Public Service Commission		50 MoReg 572	50 MoReg 1379	
20 CSR 4240-40.030	Public Service Commission		50 MoReg 576	50 MoReg 1380	
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22 CSR 10-2.053	Health Care Plan	This Issue	This Issue		
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22 CSR 10-2.089	Health Care Plan	This Issue	This Issue		
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22 CSR 10-3.090	Health Care Plan	This Issue	This Issue		
	MISSOURI DEPARTMENT OF THE NATIONAL GUARD				
23 CSR 10-3.015	National Guard		50 MoReg 1767		

AGENCY		PUBLICATION	EFFECTIVE	EXPIRATION
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5 CSR 20-300.110	Individuals with Disabilities Education Act, Part B	50 MoReg 1529	Sept. 30, 2025	March 28, 2026
Department of Public Safety				
Division of Alcohol and Tobacco Control				
11 CSR 70-2.100	Report of Brewers, Beer Manufacturers, Solicitors, and Beer Wholesalers	Next Issue	Dec. 5, 2025	June 2, 2026
Department of Revenue				
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12 CSR 10-41.010	Annual Adjusted Rate of Interest	50 MoReg 1743	Jan 1, 2026	June 29, 2026
Department of Social Services				
Children's Division				
13 CSR 35-24.080	Children's Income Disbursement System (KIDS)	50 MoReg 1619	Oct. 23, 2025	April 20, 2026
13 CSR 35-60.010	Family Homes Offering Foster Care	50 MoReg 1619	Oct. 23, 2025	April 20, 2026
13 CSR 35-60.040	Physical and Environmental Standards	50 MoReg 741	May 5, 2025	Feb. 11, 2026
MO HealthNet Division				
13 CSR 70-3.200	Ambulance Service Reimbursement Allowance	50 MoReg 1033	July 7, 2025	Feb. 26, 2026
13 CSR 70-10.110	Nursing Facility Reimbursement Allowance	50 MoReg 1036	July 8, 2025	Feb. 26, 2026
13 CSR 70-15.010	Inpatient Hospital Services Reimbursement Methodology	50 MoReg 1036	July 8, 2025	Feb. 26, 2026
13 CSR 70-15.015	[Direct Medicaid]Supplemental Payments	50 MoReg 1048	July 7, 2025	Feb. 26, 2026
13 CSR 70-15.110	Federal Reimbursement Allowance (FRA)	50 MoReg 1054	July 7, 2025	Feb. 26, 2026
13 CSR 70-15.160	Outpatient Hospital Services Reimbursement Methodology	50 MoReg 1059	July 7, 2025	Feb. 26, 2026
13 CSR 70-15.190	Out-of-State Hospital Services Reimbursement Plan	50 MoReg 1063	July 7, 2025	Feb. 26, 2026
13 CSR 70-15.220	Disproportionate Share Hospital (DSH) Payments	50 MoReg 1063	July 7, 2025	Feb. 26, 2026
13 CSR 70-20.320	Pharmacy Reimbursement Allowance	50 MoReg 1070	July 8, 2025	Feb. 26, 2026
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15 CSR 50-5.035	Grant Program	50 MoReg 1249	Aug. 8, 2025	Feb. 3, 2026
Department of Health and Senior Services				
Division of Regulation and Licensure				
19 CSR 30-1.002	Schedules of Controlled Substances	50 MoReg 1620	Oct. 29, 2025	April 26, 2026
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Health Care Plan				
22 CSR 10-2.053	Health Savings Account Plan Benefit Provisions and Covered Charges	This Issue	Jan. 1, 2026	June 29, 2026
22 CSR 10-2.075	Review and Appeals Procedure	This Issue	Jan. 1, 2026	June 29, 2026
22 CSR 10-2.089	Pharmacy Employer Group Waiver Plan for Medicare Primary Members	This Issue	Jan. 1, 2026	June 29, 2026
22 CSR 10-2.090	Pharmacy Benefit Summary	This Issue	Jan. 1, 2026	June 29, 2026
22 CSR 10-3.055	Health Savings Account Plan Benefit Provisions and Covered Charges	This Issue	Jan. 1, 2026	June 29, 2026
22 CSR 10-3.075	Review and Appeals Procedure	This Issue	Jan. 1, 2026	June 29, 2026
22 CSR 10-3.090	Pharmacy Benefit Summary	This Issue	Jan. 1, 2026	June 29, 2026

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

ORDER	SUBJECT MATTER	FILED DATE	PUBLICATION
	2025		
25-35	Orders state offices to be closed on Friday, December 26, 2025	December 5, 2025	This Issue
25-34	Extends Executive Order 25-29 and directs 21 additional counties declared in Drought Alert until April 1, 2026	November 26, 2025	Next Issue
25-33	Orders state offices to be closed on Friday, November 28, 2025	November 7, 2025	This Issue
25-32	Reinstates with revisions the "Missouri Manual for Courts-Martial, 2025."	November 7, 2025	This Issue
25-31	Extends Executive Order 25-28 until December 31, 2025	October 29, 2025	50 MoReg 1745
25-30	Orders the Director of the Missouri Department of Social Services to prepare and submit a request for a waiver to the United States Department of Agriculture to authorize alterations to Missouri's SNAP program in a manner that prioritizes healthy food and nutritional value	September 28, 2025	50 MoReg 1531
25-29	Declares a Drought Alert in several Missouri counties, directs the Director of the Department of Natural Resources to promote the use of Condition Monitoring Observer Reports, and directs all state agencies to provide assistance to affected communities	September 22, 2025	50 MoReg 1530
25-28	Extends portions of Executive Order 25-27 until October 31, 2025	August 28, 2025	50 MoReg 1317
25-27	Extends Executive Orders 25-23 and 25-24 until August 31, 2025	June 30, 2025	50 MoReg 1075
25-26	Designates members of his staff to have supervisory authority over departments, divisions, and agencies of state government	June 24, 2025	50 MoReg 1073
25-25	Declares a State of Emergency and orders the Adjutant General to call into active service any state militia deemed necessary to support civilian authorities due to civil unrest in Missouri	June 12, 2025	50 MoReg 987
Proclamation	Convenes the First Extraordinary Session of the First Regular Session of the One Hundred Third General Assembly to appropriate money to specific areas as well as enact legislation regarding income tax deductions, the Missouri Housing Trust Fund, tax credits, and economic incentives	May 27, 2025	50 MoReg 888
25-24	Orders the Director of the Missouri Department of Health and Senior Services and the State Board of Pharmacy vested with full discretionary authority to temporarily waive or suspend statutory or administrative rule or regulation to serve the interests of public health and safety in the aftermath of severe weather that began on March 14, 2025	May 20, 2025	50 MoReg 887
25-23	Extends Executive Orders 25-20 and 25-22 until June 30, 2025	May 13, 2025	50 MoReg 769
25-22	Extends Executive Orders 25-19, 25-20, and 25-21 until May 14, 2025	April 14, 2025	50 MoReg 690
25-21	Directs the Adjutant General to call into active service any state militia deemed necessary to support civilian authorities due to the severe weather beginning April 1, 2025	April 2, 2025	50 MoReg 689
25-20	Orders that the Director of the Missouri Department of Natural Resources is vested with authority to temporarily waive or suspend statutory or administrative rule or regulation to serve the interests of public health and safety in the aftermath of severe weather that began on March 14, 2025	March 20, 2025	50 MoReg 567
25-19	Declares a State of Emergency and directs the Missouri State Emergency Operations Plan be activated due to forecasted severe storm systems beginning on March 14	March 14, 2025	50 MoReg 531

ORDER	SUBJECT MATTER	FILED DATE	PUBLICATION
25-18	Orders all executive agencies to comply with the principle of equal protection and ensure all rules, policies, employment practices, and actions treat all persons equally. Executive agencies are prohibited from considering diversity, equity, and inclusion in their hiring decisions, and no state funds shall be utilized for activities that solely or primarily support diversity, equity, and inclusion initiatives	February 18, 2025	50 MoReg 413
25-17	Declares a State of Emergency and activates the Missouri State Emergency Operations Plan due to forecasted severe winter storm systems and exempts hours of service requirements for vehicles transporting residential heating fuel until March 10, 2025	February 10, 2025	50 MoReg 411
25-16	Establishes the Governor's Workforce of the Future Challenge for the Missouri Department of Elementary and Secondary Education, with the Missouri Department of Education and Workforce Development, to improve existing career and technical education delivery systems	January 28, 2025	50 MoReg 361
25-15	Orders the Office of Childhood within the Missouri Department of Elementary and Secondary Education to improve the state regulatory environment for child care facilities and homes	January 28, 2025	50 MoReg 360
25-14	Establishes the Missouri School Funding Modernization Task Force to develop recommendations for potential state funding models for K-12 education	January 28, 2025	50 MoReg 358
25-13	Orders Executive Department directors and commissioners to solicit input from their respective agency stakeholders and establishes rulemaking requirements for state agencies	January 23, 2025	50 MoReg 356
25-12	Establishes a Code of Conduct for all employees of the Office of the Governor	January 23, 2025	50 MoReg 354
25-11	Designates members of his staff to have supervisory authority over departments, divisions, and agencies of state government	January 23, 2025	50 MoReg 352
25-10	Declares a State of Emergency and activates the Missouri State Emergency Operations Plan due to forecasted severe winter storm systems and exempts hours of service requirements for vehicles transporting products utilized by poultry and livestock producers in their farming and ranching operations until January 24, 2025	January 17, 2025	50 MoReg 350
25-09	Directs the Commissioner of Administration to ensure all flags of the United States and the State of Missouri are flown at full staff at all state buildings and grounds on January 20, 2025 for a period of 24 hours	January 15, 2025	50 MoReg 290
25-08	Declares a State of Emergency and activates the Missouri State Emergency Operations Plan and exempts hours of service requirements for vehicles transporting residential heating fuel until February 2, 2025	January 13, 2025	50 MoReg 288
25-07	Orders the Department of Corrections and the Missouri Parole Board to assemble a working group to develop recommendations to rulemaking for the parole process	January 13, 2025	50 MoReg 287
25-06	Orders the Director of the Department of Public Safety and the Superintendent of the Missouri State Highway Patrol to modify the Patrol's salary schedule by reducing the time of service required to reach the top salary tier from 15 years of service to 12 years of service	January 13, 2025	50 MoReg 286
25-05	Directs the Department of Public Safety in collaboration with the Missouri State Highway Patrol to include immigration status in the state's uniform crime reporting system and to facilitate the collection of such information across the state	January 13, 2025	50 MoReg 285

ORDER	SUBJECT MATTER	FILED DATE	PUBLICATION
25-04	Directs the Director of the Department of Public Safety in collaboration with the Superintendent of the Missouri State Highway Patrol to establish and maintain a memorandum of understanding with the U.S. Department of Homeland Security and actively collaborate with federal agencies. The Superintendent of the Missouri State Highway Patrol shall designate members for training in federal immigration enforcement	January 13, 2025	50 MoReg 284
25-03	Establishes the "Blue Shield Program" within the Department of Public Safety to recognize local governments committed to public safety within their community	January 13, 2025	50 MoReg 282
25-02	Establishes "Operation Relentless Pursuit," a coordinated law enforcement initiative	January 13, 2025	50 MoReg 281
25-01	Declares a State of Emergency and activates the Missouri State Emergency Operations Plan due to forecasted severe winter storm systems and exempts hours of service requirements for vehicles transporting residential heating fuel until January 13, 2025	January 3, 2025	50 MoReg 279
	2024		
24-16	Orders state offices to be closed at 12:00 p.m. on Tuesday, December 24, 2024	December 9, 2024	50 MoReg 14
24-15	Orders state offices to be closed on Friday, November 29, 2024	November 7, 2024	49 MoReg 1890
24-14	Declares a State of Emergency and directs the Missouri State Emergency Operations Plan be activated due to ongoing and forecasted severe storm systems	November 5, 2024	49 MoReg 1889
24-13	Declares a drought alert for 88 Missouri counties in accordance with the Missouri Drought Mitigation and Response Plan and orders the director of the Department of Natural Resources to activate and designate a chairperson for the Drought Assessment Committee	October 29, 2024	49 MoReg 1802
24-12	Revokes the rescission of Executive Order 97-97	October 24, 2024	49 MoReg 1801
24-11	Rescinds 177 executive orders that are no longer necessary or applicable to the operations of the government	October 23, 2024	49 MoReg 1799
24-10	Directs the Department of Health and Senior Services to address foods containing unregulated psychoactive cannabis products and the Department of Public Safety Division of Alcohol and Tobacco to amend regulations on unregulated psychoactive cannabis products	August 1, 2024	49 MoReg 1343
24-09	Orders executive branch state offices closed on Friday, July 5, 2024	July 1, 2024	49 MoReg 1188
24-08	Extends Executive Order 24-06 and the State of Emergency until July 31, 2024	June 26, 2024	49 MoReg 1187
24-07	Extends Executive Order 23-06 and the State of Emergency until June 30, 2024	May 30, 2024	49 MoReg 954
24-06	Declares a State of Emergency and directs the Missouri State Emergency Operations Plan be activated due to forecasted severe storm systems	May 2, 2024	49 MoReg 847
24-05	Extends Executive Order 23-05 to address drought-response efforts until September 1, 2024	April 26, 2024	49 MoReg 792
24-04	Designates members of his staff to have supervisory authority over departments, divisions and agencies of state government	February 29, 2024	49 MoReg 447
24-03	Declares a State of Emergency and declares Missouri will implement the Emergency Mutual Aid Compact (EMAC) agreement with the State of Texas to provide support with border operations	February 20, 2024	49 MoReg 446

ORDER	SUBJECT MATTER	FILED DATE	PUBLICATION
24-02	Declares a State of Emergency and directs the Missouri State Emergency Operations Plan be activated due to forecasted winter storm systems	January 11, 2024	49 MoReg 270
24-01	Orders the Dept. of Agriculture to establish rules regarding acquisitions of agricultural land by foreign businesses	January 2, 2024	49 MoReg 136

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PUBLIC SERVICE COMMISSION

RETIREMENT SYSTEMS

REVENUE, DEPARTMENT OF

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