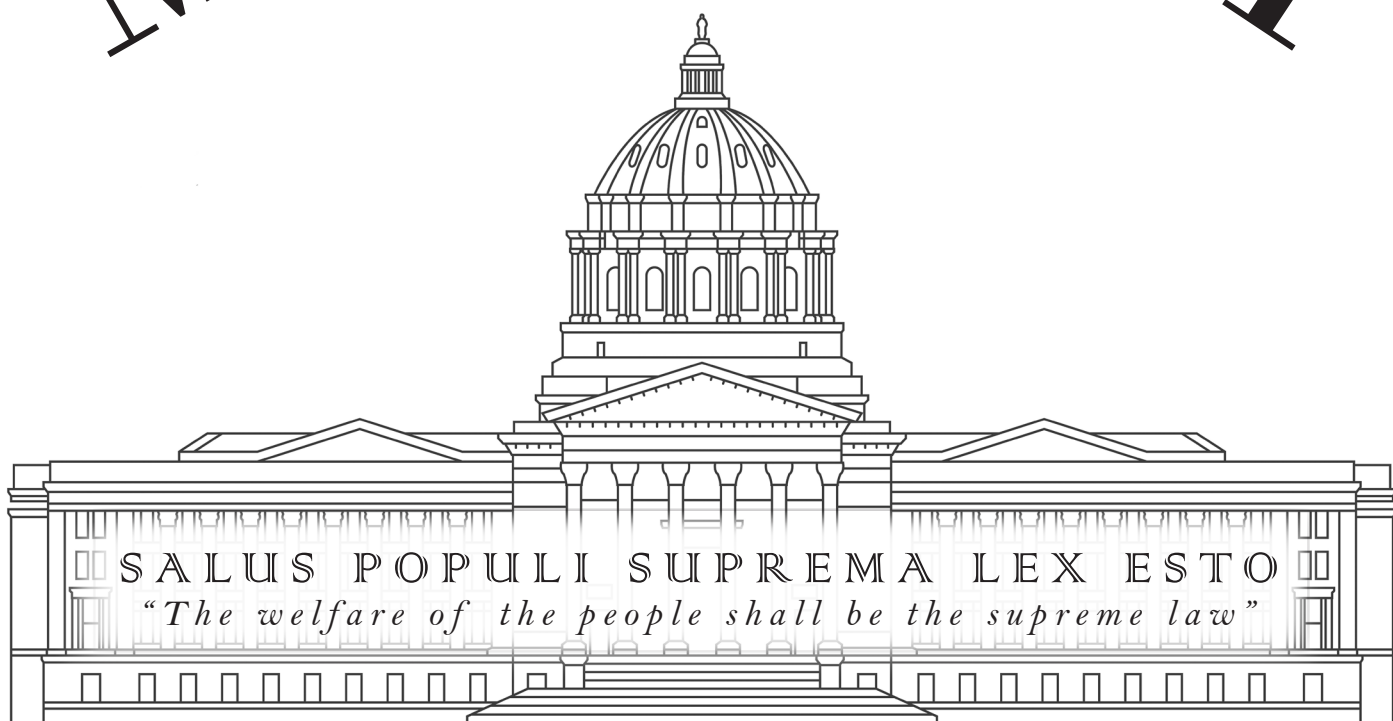


Volume 51, Number 8  
Pages 497–544

April 15, 2026

# MISSOURI



# REGISTER

Denny Hoskins



Secretary of State

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# MISSOURI



# REGISTER

April 15, 2026

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February 2, 2026 February 17, 2026	<b>March 2, 2026</b> <b>March 16, 2026</b>	March 31, 2026 March 31, 2026	April 30, 2026 April 30, 2026
March 2, 2026 March 16, 2026	<b>April 1, 2026</b> <b>April 15, 2026</b>	April 30, 2026 April 30, 2026	May 30, 2026 May 30, 2026
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January 4, 2027 January 15, 2027	<b>February 1, 2027</b> <b>February 16, 2027</b>	February 28, 2027 February 28, 2027	March 30, 2027 March 30, 2027
February 1, 2027 February 16, 2027	<b>March 1, 2027</b> <b>March 15, 2027</b>	March 31, 2027 March 31, 2027	April 30, 2027 April 30, 2027

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](https://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–

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

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

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

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

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

### ***Code and Register on the Internet***

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

The *Code* address is [sos.mo.gov/adrules/csr/csr](http://sos.mo.gov/adrules/csr/csr)

The *Register* address is [sos.mo.gov/adrules/moreg/moreg](http://sos.mo.gov/adrules/moreg/moreg)

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

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

**EXECUTIVE ORDER 26-08**

WHEREAS, I have been advised by the State Emergency Management Agency that the ongoing and forecast severe storm systems have caused, or have the potential to cause, damages associated with tornados, straight line winds, large hail, heavy rains, flooding and flash flooding affecting communities throughout the State of Missouri; and

WHEREAS, interruptions of public services are occurring, or anticipated to occur, as a result of the severe weather event starting on March 5, 2026, and continuing; and

WHEREAS, the severe storm systems beginning on March 5, 2026, and continuing, have the potential to create a condition of distress and hazard to the safety, welfare, and property of the people of the State of Missouri beyond the capabilities of some local jurisdictions and other established agencies; and

WHEREAS, the State of Missouri will continue to be proactive where the health and safety of the people of Missouri are concerned; and

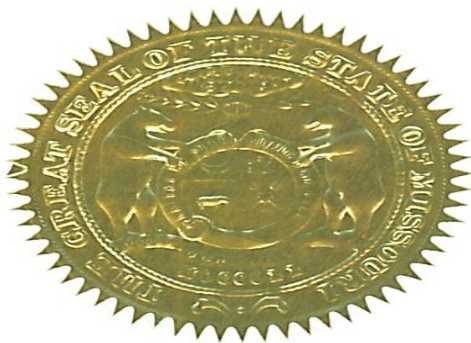
WHEREAS, the resources of the State of Missouri may be needed to assist affected jurisdictions and to help relieve the condition of distress and hazard to the safety and welfare of our fellow Missourians; and

WHEREAS, invoking the provisions of Sections 44.100 and 44.110, RSMo, is required to ensure the protection of the safety and welfare of the people of Missouri.

NOW, THEREFORE, I, MIKE KEHOE, GOVERNOR OF THE STATE OF MISSOURI by virtue of the authority vested in me by the Constitution and the laws of the State of Missouri, including sections 44.100 and 44.110, RSMo, do hereby declare that a State of Emergency exists in the State of Missouri and direct the Missouri State Emergency Operations Plan be activated.

I further authorize and direct state agencies to provide assistance as needed.

This Order shall terminate on April 5, 2026, unless extended in whole or in part.



ATTEST:

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 March, 2026.

  
MIKE KEHOE  
GOVERNOR

  
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.

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 at <https://apps5.mo.gov/proposed-rules/welcome.action#OPEN>.

*PURPOSE: This amendment incorporates by reference new emission standards, updates, and clarifications to federal rule 40 CFR 60 that were promulgated from July 2, 2024, through July 1, 2025. The evidence supporting the need for this proposed amendment, per 536.016, RSMo, is the Title V Operating Permit Program requirements, 40 CFR 70, and State/EPA Workplan.*

(3) General Provisions.

(A) Incorporations by Reference.

1. The provisions of 40 CFR 60, promulgated as of July 1, [2024] 2025, are hereby incorporated by reference in this rule, as published by the Office of the Federal Register. Copies can be obtained from the U.S. Government Publishing Office at [https://www.ecfr.gov/on/\[2024\]2025-07-01/title-40/chapter-1/subchapter-C/part-60?toc=1](https://www.ecfr.gov/on/[2024]2025-07-01/title-40/chapter-1/subchapter-C/part-60?toc=1) or for mail orders, print and fill out an order form online at [https://bookstore.gpo.gov/sites/default/files/uploads/15-091\\_publication\\_and\\_subscription\\_order\\_form.pdf](https://bookstore.gpo.gov/sites/default/files/uploads/15-091_publication_and_subscription_order_form.pdf) 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.

2. Exceptions to paragraph (3)(A)1. of this rule are –

A. Those provisions which are not delegable by the U.S. Environmental Protection Agency (EPA);  
 B. Sections 60.4, 60.9, and 60.10 of subpart A;  
 C. Subpart B;  
 D. Subpart AAA;  
 E. Subpart QQQQ; and  
 F. Incinerators subject to Hazardous Waste Management Commission rule 40 CFR 264, subpart O, as incorporated in 10 CSR 25-7.264, are not subject to this rule. The sources exempted in 40 CFR 264.340(b), as incorporated in 10 CSR 25-7.264, are subject to this rule. All other applicable requirements of Division 25 remain in effect.

(B) The subparts of 40 CFR 60 incorporated by reference in subsection (3)(A) of this rule are –

Proposed Amendment Text Reminder:

**Boldface text indicates new matter.**

[Bracketed text indicates matter being deleted.]

**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 10-6.070 New Source Performance Regulations.** The commission is amending subsection (3)(A) and subsection (3) (B). If the commission adopts this rule action, the department intends to advise the U.S. Environmental Protection Agency that we will accept delegation of enforcement authority for these federal regulations. 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

Subpart	Title
D	Standards of Performance for Fossil-Fuel-Fired Steam Generators
Da	Standards of Performance for Electric Utility Steam Generating Units
Db	Standards of Performance for Industrial-Commercial- Institutional Steam Generating Units
Dc	Standards of Performance for Small Industrial-Commercial-Institutional Steam Generating Units
E	Standards of Performance for Incinerators
Ea	Standards of Performance for Municipal Waste Combustors for Which Construction <i>[i]</i> Commenced After December 20, 1989, and On or Before September 20, 1994
Eb	Standards of Performance for Large Municipal Waste Combustors for Which Construction is Commenced After September 20, 1994, or for Which Modification or Reconstruction is Commenced After June 19, 1996
Ec	Standards of Performance for New Stationary Sources: Hospital/Medical/Infectious Waste Incinerators
F	Standards of Performance for Portland Cement Plants
G	Standards of Performance for Nitric Acid Plants
Ga	Standards of Performance for Nitric Acid Plants for Which Construction, Reconstruction, or Modification Commenced After October 14, 2011
H	Standards of Performance for Sulfuric Acid Plants
I	Standards of Performance for Hot Mix Asphalt Facilities
J	Standards of Performance for Petroleum Refineries
Ja	Standards of Performance for Petroleum Refineries for Which Construction, Reconstruction, or Modification Commenced After May 14, 2007
K	Standards of Performance for Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After June 11, 1973, and Prior to May 19, 1978
Ka	Standards of Performance for Storage Vessels for Petroleum Liquids for Which Construction, Reconstruction, or Modification Commenced After May 18, 1978, and Prior to July 23, 1984
Kb	Standards of Performance for Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced After July 23, 1984, <b>and On or Before October 4, 2023</b>
<b>Kc</b>	<b>Standards of Performance for Volatile Organic Liquid Storage Vessels (Including Petroleum Liquid Storage Vessels) for Which Construction, Reconstruction, or Modification Commenced After October 4, 2023</b>
L	Standards of Performance for Secondary Lead Smelters for Which Construction, Reconstruction, or Modification Commenced After June 11, 1973, and On or Before December 1, 2022
La	Standards of Performance for Secondary Lead Smelters for Which Construction, Reconstruction, or Modification Commenced After December 1, 2022
M	Standards of Performance for Secondary Brass and Bronze Production Plants
N	Standards of Performance for Primary Emissions from Basic Oxygen Process Furnaces for Which Construction is Commenced After June 11, 1973
Na	Standards of Performance for Secondary Emissions from Basic Oxygen Process Steelmaking Facilities for Which Construction is Commenced After January 20, 1983
O	Standards of Performance for Sewage Treatment Plants
P	Standards of Performance for Primary Copper Smelters
Q	Standards of Performance for Primary Zinc Smelters
R	Standards of Performance for Primary Lead Smelters
S	Standards of Performance for Primary Aluminum Reduction Plants
T	Standards of Performance for the Phosphate Fertilizer Industry: Wet-Process Phosphoric Acid Plants
U	Standards of Performance for the Phosphate Fertilizer Industry: Superphosphoric Acid Plants
V	Standards of Performance for the Phosphate Fertilizer Industry: Diammonium Phosphate Plants
W	Standards of Performance for the Phosphate Fertilizer Industry: Triple Superphosphate Plants

Subpart	Title
X	Standards of Performance for the Phosphate Fertilizer Industry: Granular Triple Superphosphate Storage Facilities
Y	Standards of Performance for Coal Preparation and Processing Plants
Z	Standards of Performance for Ferroalloy Production Facilities
AA	Standards of Performance for Steel Plants: Electric Arc Furnaces Constructed After October 21, 1974, and On or Before August 17, 1983
AAa	Standards of Performance for Steel Plants: Electric Arc Furnaces and Argon-Oxygen Decarbonization Vessels Constructed After August 17, 1983, and On or Before May 16, 2022
AAb	Standards of Performance for Steel Plants: Electric Arc Furnaces and Argon-Oxygen Decarbonization Vessels Constructed After May 16, 2022
BB	Standards of Performance for Kraft Pulp Mills
BBa	Standards of Performance for Kraft Pulp Mill Affected Sources for Which Construction, Reconstruction, or Modification Commenced After May 23, 2013
CC	Standards of Performance for Glass Manufacturing Plants
DD	Standards of Performance for Grain Elevators
EE	Standards of Performance for Surface Coating of Metal Furniture
GG	Standards of Performance for Stationary Gas Turbines
HH	Standards of Performance for Lime Manufacturing Plants
KK	Standards of Performance for Lead-Acid Battery Manufacturing Plants for Which Construction, Reconstruction, or Modification Commenced After January 14, 1980, and On or Before February 23, 2022
KKa	Standards of Performance for Lead Acid Battery Manufacturing Plants for Which Construction, Modification, or Reconstruction Commenced After February 23, 2022
LL	Standards of Performance for Metallic Mineral Processing Plants
MM	Standards of Performance for Automobile and Light Duty Truck Surface Coating Operations for Which Construction, Modification, or Reconstruction Commenced After October 5, 1979, and On or Before May 18, 2022
MMa	Standards of Performance for Automobile and Light Duty Truck Surface Coating Operations for Which Construction, Modification, or Reconstruction Commenced After May 18, 2022
NN	Standards of Performance for Phosphate Rock Plants
PP	Standards of Performance for Ammonium Sulfate Manufacture
QQ	Standards of Performance for the Graphic Arts Industry: Publication Rotogravure Printing
RR	Standards of Performance for Pressure Sensitive Tape and Label Surface Coating Operations
SS	Standards of Performance for Industrial Surface Coating: Large Appliances
TT	Standards of Performance for Metal Coil Surface Coating
UU	Standards of Performance for Asphalt Processing and Asphalt Roofing Manufacture
VV	Standards of Performance for Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry for Which Construction, Reconstruction, or Modification Commenced After January 5, 1981, and On or Before November 7, 2006
VVa	Standards of Performance for Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry for Which Construction, Reconstruction, or Modification Commenced After November 7, 2006, and On or Before April 25, 2023
VVb	<b>Standards of Performance for Equipment Leaks of VOC in the Synthetic Organic Chemicals Manufacturing Industry for Which Construction, Reconstruction, or Modification Commenced After April 25, 2023</b>
WW	Standards of Performance for the Beverage Can Surface Coating Industry
XX	Standards of Performance for Bulk Gasoline Terminals <b>That Commenced Construction, Modification, or Reconstruction After December 17, 1980, and On or Before June 10, 2022</b>
XXa	<b>Standards of Performance for Bulk Gasoline Terminals that Commenced Construction, Modification, or Reconstruction After June 10, 2022</b>
BBB	Standards of Performance for the Rubber Tire Manufacturing Industry
DDD	Standards of Performance for Volatile Organic Compound (VOC) Emissions from the Polymer Manufacturing Industry

Subpart	Title
FFF	Standards of Performance for Flexible Vinyl and Urethane Coating and Printing
GGG	Standards of Performance for Equipment Leaks of VOC in Petroleum Refineries for Which Construction, Reconstruction, or Modification Commenced After January 4, 1983, and On or Before November 7, 2006
GGGa	Standards of Performance for Equipment Leaks of VOC in Petroleum Refineries for Which Construction, Reconstruction, or Modification Commenced After November 7, 2006
HHH	Standards of Performance for Synthetic Fiber Production Facilities
III	Standards of Performance for Volatile Organic Compound (VOC) Emissions From the Synthetic Organic Chemical Manufacturing Industry (SOCMI) Air Oxidation Unit Processes <b>After October 21, 1983, and On or Before April 25, 2023</b>
IIIA	<b>Standards of Performance for Volatile Organic Compound (VOC) Emissions From the Synthetic Organic Chemical Manufacturing Industry (SOCMI) Air Oxidation Unit Processes for Which Construction, Reconstruction, or Modification Commenced After April 25, 2023</b>
JJJ	Standards of Performance for Petroleum Dry Cleaners
KKK	Standards of Performance for Equipment Leaks of VOC From Onshore Natural Gas Processing Plants for Which Construction, Reconstruction, or Modification Commenced After January 20, 1984, and On or Before August 23, 2011
LLL	Standards of Performance for SO <sub>2</sub> Emissions From Onshore Natural Gas Processing for Which Construction, Reconstruction, or Modification Commenced After January 20, 1984, and On or Before August 23, 2011
NNN	Standards of Performance for Volatile Organic Compound (VOC) Emissions From Synthetic Organic Chemical Manufacturing Industry (SOCMI) Distillation Operations <b>After December 30, 1983, and On or Before April 25, 2023</b>
NNNa	<b>Standards of Performance for Volatile Organic Compound (VOC) Emissions From Synthetic Organic Chemical Manufacturing Industry (SOCMI) Distillation Operations for Which Construction, Reconstruction, or Modification Commenced After April 25, 2023</b>
OOO	Standards of Performance for Nonmetallic Mineral Processing Plants
PPP	Standard of Performance for Wool Fiberglass Insulation Manufacturing Plants
QQQ	Standards of Performance for VOC Emissions From Petroleum Refinery Wastewater Systems
RRR	Standards of Performance for Volatile Organic Compound Emissions From Synthetic Organic Chemical Manufacturing Industry (SOCMI) Reactor Processes <b>After June 29, 1990, and On or Before April 25, 2023</b>
RRRa	<b>Standards of Performance for Volatile Organic Compound Emissions From Synthetic Organic Chemical Manufacturing Industry (SOCMI) Reactor Processes for Which Construction, Reconstruction, or Modification Commenced After April 25, 2023</b>
SSS	Standards of Performance for Magnetic Tape Coating Facilities
TTT	Standards of Performance for Industrial Surface Coating: Surface Coating of Plastic Parts for Business Machines
TTTa	Standards of Performance for Industrial Surface Coating: Surface Coating of Plastic Parts for Business Machines for Which Construction, Reconstruction, or Modification Commenced After June 21, 2022
UUU	Standards of Performance for Calciners and Dryers in Mineral Industries
VVV	Standards of Performance for Polymeric Coating of Supporting Substrates Facilities
WWW	Standards of Performance for Municipal Solid Waste Landfills That Commenced Construction, Reconstruction, or Modification On or After May 30, 1991, but Before July 18, 2014
XXX	Standards of Performance for Municipal Solid Waste Landfills That Commenced Construction, Reconstruction, or Modification After July 17, 2014
AAAA	Standards of Performance for Small Municipal Waste Combustion Units for Which Construction is Commenced After August 30, 1999, or for Which Modification or Reconstruction is Commenced After June 6, 2001
CCCC	Standards of Performance for Commercial and Industrial Solid Waste Incineration Units
EEEE	Standards of Performance for Other Solid Waste Incineration Units for Which Construction is Commenced After December 9, 2004, or for Which Modification or Reconstruction is Commenced On or After June 16, 2006
IIII	Standards of Performance for Stationary Compression Ignition Internal Combustion Engines
JJJJ	Standards of Performance for Stationary Spark Ignition Internal Combustion Engines
KKKK	Standards of Performance for Stationary Combustion Turbines
LLLL	Standards of Performance for New Sewage Sludge Incineration Units

Subpart	Title
0000	Standards of Performance for Crude Oil and Natural Gas Facilities for Which Construction, Modification, or Reconstruction Commenced After August 23, 2011, and On or Before September 18, 2015
0000a	Standards of Performance for Crude Oil and Natural Gas Facilities for Which Construction, Modification, or Reconstruction Commenced After September 18, 2015, and On or Before December 6, 2022
0000b	Standards of Performance for Crude Oil and Natural Gas Facilities for Which Construction, Modification, or Reconstruction Commenced After December 6, 2022

*AUTHORITY: section 643.050, 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 March 3, 2026.*

*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. The private entity fiscal cost impacts for compliance with the federal standards are accounted for in the federal rulemakings.*

**NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS:** A public hearing on this proposed amendment will begin at 9 a.m., May 28, 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/294791>. 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 to any interested person. Interested persons, whether or not heard, may submit a statement of their views until June 4, 2026. Send online comments via the proposed rules web page at <https://apps5.mo.gov/proposed-rules/welcome.action#OPEN>, email comments to [apcprulespn@dnr.mo.gov](mailto: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 10-6.075 Maximum Achievable Control Technology Regulations.** The commission is amending subsection (3)(A) and subsection (3)(B). If the commission adopts this rule action,

the department intends to advise the U.S. Environmental Protection Agency that we will accept delegation of enforcement authority for these federal regulations. 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 at <https://apps5.mo.gov/proposed-rules/welcome.action#OPEN>.

*PURPOSE: This amendment incorporates by reference new emission standards, updates, and clarifications to federal rule 40 CFR 63 that were promulgated from July 2, 2024, through July 1, 2025. The evidence supporting the need for this proposed amendment, per 536.016, RSMo, is the Title V Operating Permit Program requirements, 40 CFR 70, and State/EPA Workplan.*

(3) General Provisions.

(A) Incorporations by Reference.

1. The provisions of 40 CFR 63, promulgated as of July 1, [2024]2025, are hereby incorporated by reference in this rule, as published by the Office of the Federal Register. Copies can be obtained from the U.S. Government Publishing Office at [https://www.ecfr.gov/on/\[2024\]2025-07-01/title-40/chapter-1/subchapter-C/part-63?toc=1](https://www.ecfr.gov/on/[2024]2025-07-01/title-40/chapter-1/subchapter-C/part-63?toc=1) or for mail orders, print and fill out an order form online at [https://bookstore.gpo.gov/sites/default/files/uploads/15-091\\_publication\\_and\\_subscription\\_order\\_form.pdf](https://bookstore.gpo.gov/sites/default/files/uploads/15-091_publication_and_subscription_order_form.pdf) 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.

2. Exceptions to paragraph (3)(A)1. of this rule are –

A. Those provisions which are not delegable by the United States Environmental Protection Agency (EPA); and

B. Sections 63.13 and 63.15(a)(2) of subpart A.

(B) The Missouri Department of Natural Resources (MoDNR) maintains authority for implementation of all standards incorporated by reference in subsection (3)(A) of this rule. The table below lists the subparts of 40 CFR 63 incorporated by reference in subsection (3)(A) of this rule, including the primary agency responsible for enforcement of the standard:

Subpart	Title	Primary Regulating Agency
F	National Emission Standards for <i>[Organic]</i> Hazardous Air Pollutants From the Synthetic Organic Chemical Manufacturing Industry	MoDNR
G	National Emission Standards for <i>[Organic]</i> Hazardous Air Pollutants From the Synthetic Organic Chemical Manufacturing Industry for Process Vents, Storage Vessels, Transfer Operations, and Wastewater	MoDNR
H	National Emission Standards for <i>[Organic]</i> Hazardous Air Pollutants for Equipment Leaks <b>and Fenceline Monitoring for All Emission Sources</b>	MoDNR
I	National Emission Standards for <i>[Organic]</i> Hazardous Air Pollutants for Certain Processes Subject to the Negotiated Regulation for Equipment Leaks	MoDNR
J	National Emission Standards for Hazardous Air Pollutants for Polyvinyl Chloride and Copolymers Production	MoDNR
L	National Emission Standards for Coke Oven Batteries	MoDNR
M	National Perchloroethylene Air Emission Standards for Dry Cleaning Facilities	MoDNR
N	National Emission Standards for Chromium Emissions From Hard and Decorative Chromium Electroplating and Chromium Anodizing Tanks	MoDNR
O	Ethylene Oxide Emissions Standards for Sterilization Facilities	MoDNR
Q	National Emission Standards for Hazardous Air Pollutants for Industrial Process Cooling Towers	MoDNR
R	National Emission Standards for Gasoline Distribution Facilities (Bulk Gasoline Terminals and Pipeline Breakout Stations)	MoDNR
S	National Emission Standards for Hazardous Air Pollutants from the Pulp and Paper Industry	MoDNR
T	National Emission Standards for Halogenated Solvent Cleaning	MoDNR
U	National Emission Standards for Hazardous Air Pollutant Emissions: Group I Polymers and Resins	MoDNR
W	National Emission Standards for Hazardous Air Pollutants for Epoxy Resins Production and Non-Nylon Polyamides Production	MoDNR
X	National Emission Standards for Hazardous Air Pollutants From Secondary Lead Smelting	MoDNR
Y	National Emission Standards for Marine Tank Vessel Loading Operations	MoDNR
AA	National Emission Standards for Hazardous Air Pollutants from Phosphoric Acid Manufacturing Plants	MoDNR
BB	National Emission Standards for Hazardous Air Pollutants from Phosphate Fertilizers Production Plants	MoDNR
CC	National Emission Standards for Hazardous Air Pollutants From Petroleum Refineries	MoDNR
DD	National Emission Standards for Hazardous Air Pollutants from Off-Site Waste and Recovery Operations	MoDNR
EE	National Emission Standards for Magnetic Tape Manufacturing Operations	MoDNR
GG	National Emission Standards for Aerospace Manufacturing and Rework Facilities	MoDNR
HH	National Emission Standards for Hazardous Air Pollutants From Oil and Natural Gas Production Facilities	MoDNR
II	National Emission Standards for Shipbuilding and Ship Repair (Surface Coating)	MoDNR
JJ	National Emission Standards for Wood Furniture Manufacturing Operations	MoDNR
KK	National Emission Standards for the Printing and Publishing Industry	MoDNR
LL	National Emission Standards for Hazardous Air Pollutants for Primary Aluminum Reduction Plants	MoDNR
MM	National Emission Standards for Hazardous Air Pollutants for Chemical Recovery Combustion Sources at Kraft, Soda, Sulfite, and Stand-Alone Semicemical Pulp Mills	MoDNR
NN	National Emission Standards for Hazardous Air Pollutants for Wool Fiberglass Manufacturing at Area Sources	EPA

Subpart	Title	Primary Regulating Agency
OO	National Emission Standards for Tanks – Level 1	MoDNR
PP	National Emission Standards for Containers	MoDNR
QQ	National Emission Standards for Surface Impoundments	MoDNR
RR	National Emission Standards for Individual Drain Systems	MoDNR
SS	National Emission Standards for Closed Vent Systems, Control Devices, Recovery Devices and Routing to a Fuel Gas System or a Process	MoDNR
TT	National Emission Standards for Equipment Leaks – Control Level 1	MoDNR
UU	National Emission Standards for Equipment Leaks – Control Level 2 Standards	MoDNR
VV	National Emission Standards for Oil-Water Separators and Organic-Water Separators	MoDNR
WW	National Emission Standards for Storage Vessels (Tanks) – Control Level 2	MoDNR
XX	National Emission Standards for Ethylene Manufacturing Process Units: Heat Exchange Systems and Waste Operations	MoDNR
YY	National Emission Standards for Hazardous Air Pollutants for Source Categories: Generic Maximum Achievable Control Technology Standards	MoDNR
CCC	National Emission Standards for Hazardous Air Pollutants for Steel Pickling – HCl Process Facilities and Hydrochloric Acid Regeneration Plants	MoDNR
DDD	National Emission Standards for Hazardous Air Pollutants for Mineral Wool Production	MoDNR
EEE	National Emission Standards for Hazardous Air Pollutants from Hazardous Waste Combustors	MoDNR
GGG	National Emission Standards for Pharmaceuticals Production	MoDNR
HHH	National Emission Standards for Hazardous Air Pollutants From Natural Gas Transmission and Storage Facilities	MoDNR
III	National Emission Standards for Hazardous Air Pollutants for Flexible Polyurethane Foam Production	MoDNR
JJJ	National Emission Standards for Hazardous Air Pollutant Emissions: Group IV Polymers and Resins	MoDNR
LLL	National Emission Standards for Hazardous Air Pollutants From the Portland Cement Manufacturing Industry	MoDNR
MMM	National Emission Standards for Hazardous Air Pollutants for Pesticide Active Ingredient Production	MoDNR
NNN	National Emission Standards for Hazardous Air Pollutants for Wool Fiberglass Manufacturing	MoDNR
OOO	National Emission Standards for Hazardous Air Pollutant Emissions: Manufacture of Amino/Phenolic Resins	MoDNR
PPP	National Emission Standards for Hazardous Air Pollutant Emissions for Polyether Polyols Production	MoDNR
QQQ	National Emission Standards for Hazardous Air Pollutants for Primary Copper Smelting	MoDNR
RRR	National Emission Standards for Hazardous Air Pollutants for Secondary Aluminum Production	MoDNR
TTT	National Emission Standards for Hazardous Air Pollutants for Primary Lead Smelting	MoDNR
UUU	National Emission Standards for Hazardous Air Pollutants for Petroleum Refineries: Catalytic Cracking Units, Catalytic Reforming Units, and Sulfur Recovery Units	MoDNR
VVV	National Emission Standards for Hazardous Air Pollutants: Publicly Owned Treatment Works	MoDNR
XXX	National Emission Standards for Hazardous Air Pollutants for Ferroalloys Production: Ferromanganese and Silicomanganese	MoDNR
AAAA	National Emission Standards for Hazardous Air Pollutants: Municipal Solid Waste Landfills	MoDNR
CCCC	National Emission Standards for Hazardous Air Pollutants: Manufacturing of Nutritional Yeast	MoDNR
DDDD	National Emission Standards for Hazardous Air Pollutants: Plywood and Composite Wood Products	MoDNR

<b>Subpart</b>	<b>Title</b>	<b>Primary Regulating Agency</b>
EEEE	National Emission Standards for Hazardous Air Pollutants: Organic Liquids Distribution (Non-Gasoline)	MoDNR
FFFF	National Emission Standards for Hazardous Air Pollutants: Miscellaneous Organic Chemical Manufacturing	MoDNR
GGGG	National Emission Standards for Hazardous Air Pollutants: Solvent Extraction for Vegetable Oil Production	MoDNR
HHHH	National Emission Standards for Hazardous Air Pollutants for Wet-Formed Fiberglass Mat Production	MoDNR
IIII	National Emission Standards for Hazardous Air Pollutants: Surface Coating of Automobiles and Light-Duty Trucks	MoDNR
JJJJ	National Emission Standards for Hazardous Air Pollutants: Paper and Other Web Coating	MoDNR
KKKK	National Emission Standards for Hazardous Air Pollutants: Surface Coating of Metal Cans	MoDNR
MMMM	National Emission Standards for Hazardous Air Pollutants for Surface Coating of Miscellaneous Metal Parts and Products	MoDNR
NNNN	National Emission Standards for Hazardous Air Pollutants: Surface Coating of Large Appliances	MoDNR
OOOO	National Emission Standards for Hazardous Air Pollutants: Printing, Coating, and Dyeing of Fabrics and Other Textiles	MoDNR
PPPP	National Emission Standards for Hazardous Air Pollutants for Surface Coating of Plastic Parts and Products	MoDNR
QQQQ	National Emission Standards for Hazardous Air Pollutants: Surface Coating of Wood Building Products	MoDNR
RRRR	National Emission Standards for Hazardous Air Pollutants: Surface Coating of Metal Furniture	MoDNR
SSSS	National Emission Standards for Hazardous Air Pollutants: Surface Coating of Metal Coil	MoDNR
TTTT	National Emission Standards for Hazardous Air Pollutants for Leather Finishing Operations	MoDNR
UUUU	National Emission Standards for Hazardous Air Pollutants for Cellulose Products Manufacturing	MoDNR
VVVV	National Emission Standards for Hazardous Air Pollutants for Boat Manufacturing	MoDNR
WWWW	National Emission Standards for Hazardous Air Pollutants: Reinforced Plastic Composites Production	MoDNR
XXXX	National Emission Standards for Hazardous Air Pollutants: Rubber Tire Manufacturing	MoDNR
YYYY	National Emission Standards for Hazardous Air Pollutants for Stationary Combustion Turbines	MoDNR
ZZZZ	National Emission Standards for Hazardous Air Pollutants for Stationary Reciprocating Internal Combustion Engines	EPA (Area Sources) MoDNR (Major Sources)
AAAAA	National Emission Standards for Hazardous Air Pollutants for Lime Manufacturing Plants	MoDNR
BBBBB	National Emission Standards for Hazardous Air Pollutants for Semiconductor Manufacturing	MoDNR
CCCCC	National Emission Standards for Hazardous Air Pollutants for Coke Ovens: Pushing, Quenching, and Battery Stacks	MoDNR
DDDDD	National Emission Standards for Hazardous Air Pollutants for Major Sources: Industrial, Commercial, and Institutional Boilers and Process Heaters	MoDNR
EEEEE	National Emission Standards for Hazardous Air Pollutants for Iron and Steel Foundries	MoDNR
FFFFF	National Emission Standards for Hazardous Air Pollutants for Integrated Iron and Steel Manufacturing Facilities	MoDNR
GGGGG	National Emission Standards for Hazardous Air Pollutants: Site Remediation	MoDNR
HHHHH	National Emission Standards for Hazardous Air Pollutants: Miscellaneous Coating Manufacturing	MoDNR
IIIII	National Emission Standards for Hazardous Air Pollutants: Mercury Emissions From Mercury Cell Chlor-Alkali Plants	MoDNR

Subpart	Title	Primary Regulating Agency
JJJJJ	National Emission Standards for Hazardous Air Pollutants for Brick and Structural Clay Products Manufacturing	MoDNR
KKKKK	National Emission Standards for Hazardous Air Pollutants for Clay Ceramics Manufacturing	MoDNR
LLLLL	National Emission Standards for Hazardous Air Pollutants: Asphalt Processing and Asphalt Roofing Manufacturing	MoDNR
MMMMM	National Emission Standards for Hazardous Air Pollutants: Flexible Polyurethane Foam Fabrication Operations	MoDNR
NNNNN	National Emission Standards for Hazardous Air Pollutants: Hydrochloric Acid Production	MoDNR
PPPPP	National Emission Standards for Hazardous Air Pollutants for Engine Test Cells/Standards	MoDNR
QQQQQ	National Emission Standards for Hazardous Air Pollutants for Friction Materials Manufacturing Facilities	MoDNR
RRRRR	National Emission Standards for Hazardous Air Pollutants: Taconite Iron Ore Processing	MoDNR
SSSSS	National Emissions Standards for Hazardous Air Pollutants for Refractory Products Manufacturing	MoDNR
TTTTT	National Emissions Standards for Hazardous Air Pollutants for Primary Magnesium Refining	MoDNR
UUUUU	National Emission Standards for Hazardous Air Pollutants: Coal- and Oil-Fired Electric Utility Steam Generating Units	MoDNR
WWWWW	National Emission Standards for Hospital Ethylene Oxide Sterilizers	EPA
YYYYY	National Emission Standards for Hazardous Air Pollutants for Area Sources: Electric Arc Furnace Steelmaking Facilities	EPA
ZZZZZ	National Emission Standards for Hazardous Air Pollutants for Iron and Steel Foundries Area Sources	EPA
BBBBB	National Emission Standards for Hazardous Air Pollutants for Source Category: Gasoline Distribution Bulk Terminals, Bulk Plants, and Pipeline Facilities	EPA
CCCCC	National Emission Standards for Hazardous Air Pollutants for Source Category: Gasoline Dispensing Facilities	EPA
DDDDD	National Emission Standards for Hazardous Air Pollutants for Polyvinyl Chloride and Copolymers Production Area Sources	EPA
EEEEE	National Emission Standards for Hazardous Air Pollutants for Primary Copper Smelting Area Sources	EPA
FFFFFF	National Emission Standards for Hazardous Air Pollutants for Secondary Copper Smelting Area Sources	EPA
GGGGG	National Emission Standards for Hazardous Air Pollutants for Primary Nonferrous Metals Area Sources – Zinc, Cadmium, and Beryllium	EPA
HHHHH	National Emission Standards for Hazardous Air Pollutants: Paint Stripping and Miscellaneous Surface Coating Operations at Area Sources	EPA
JJJJJ	National Emission Standards for Hazardous Air Pollutants for Industrial, Commercial, and Institutional Boilers Area Sources	EPA
LLLLL	National Emission Standards for Hazardous Air Pollutants for Acrylic and Modacrylic Fibers Production Area Sources	EPA
MMMMM	National Emission Standards for Hazardous Air Pollutants for Carbon Black Production Area Sources	EPA
NNNNN	National Emission Standards for Hazardous Air Pollutants for Chemical Manufacturing Area Sources: Chromium Compounds	EPA
OOOOO	National Emission Standards for Hazardous Air Pollutants for Flexible Polyurethane Foam Production and Fabrication Area Sources	EPA
PPPPP	National Emission Standards for Hazardous Air Pollutants for Lead Acid Battery Manufacturing Area Sources	EPA
QQQQQ	National Emission Standards for Hazardous Air Pollutants for Wood Preserving Area Sources	EPA

Subpart	Title	Primary Regulating Agency
RRRRRR	National Emission Standards for Hazardous Air Pollutants for Clay Ceramics Manufacturing Area Sources	EPA
SSSSSS	National Emission Standards for Hazardous Air Pollutants for Glass Manufacturing Area Sources	EPA
TTTTTT	National Emission Standards for Hazardous Air Pollutants for Secondary Nonferrous Metals Processing Area Sources	EPA
VVVVVV	National Emission Standards for Hazardous Air Pollutants for Chemical Manufacturing Area Sources	EPA
WWWWWW	National Emission Standards for Hazardous Air Pollutants: Area Source Standards for Plating and Polishing Operations	EPA
XXXXXX	National Emission Standards for Hazardous Air Pollutants Area Source Standards for Nine Metal Fabrication and Finishing Source Categories	EPA
YYYYYY	National Emission Standards for Hazardous Air Pollutants for Area Sources: Ferroalloys Production Facilities	EPA
ZZZZZZ	National Emission Standards for Hazardous Air Pollutants: Area Source Standards for Aluminum, Copper, and Other Nonferrous Foundries	EPA
AAAAAAA	National Emission Standards for Hazardous Air Pollutants for Area Sources: Asphalt Processing and Asphalt Roofing Manufacturing	EPA
BBBBBBB	National Emission Standards for Hazardous Air Pollutants for Area Sources: Chemical Preparations Industry	EPA
CCCCCC	National Emission Standards for Hazardous Air Pollutants for Area Sources: Paints and Allied Products Manufacturing	EPA
DDDDDDD	National Emission Standards for Hazardous Air Pollutants for Area Sources: Prepared Feeds Manufacturing	EPA
EEEEEEE	National Emission Standards for Hazardous Air Pollutants: Gold Mine Ore Processing and Production Area Source Category	EPA
HHHHHHH	National Emission Standards for Hazardous Air Pollutant Emissions for Polyvinyl Chloride and Copolymers Production	MoDNR

*AUTHORITY: section 643.050, RSMo Supp. [2024]2025. Original rule filed May 1, 1996, effective Dec. 30, 1996. For intervening history, please consult the Code of State Regulations. Amended: Filed March 3, 2026.*

*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. The private entity fiscal cost impacts for compliance with the federal standards are accounted for in the federal rulemakings.*

**NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS:** A public hearing on this proposed amendment will begin at 9 a.m., May 28, 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/294791>. 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 to any interested person. Interested persons, whether or not heard, may submit a statement of their views until June 4, 2026. Send online comments via the proposed rules web page at <https://apps5.mo.gov/proposed-rules/welcome.action#OPEN>, email comments to [apcprulespn@dnr.mo.gov](mailto: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 10-6.080 Emission Standards for Hazardous Air Pollutants.** The commission is amending subsection (3)(A). If the commission adopts this rule action, the department intends to advise the U.S. Environmental Protection Agency

that we will accept delegation of enforcement authority for these federal regulations. 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 at <https://apps5.mo.gov/proposed-rules/welcome.action#OPEN>.

*PURPOSE: This amendment incorporates by reference new emission standards, updates, and clarifications to federal rule 40 CFR 61 that were promulgated from July 2, 2024, through July 1, 2025. The evidence supporting the need for this proposed rulemaking, per 536.016, RSMo, is the Title V Operating Permit Program requirements, 40 CFR 70, and State/EPA Workplan.*

(3) General Provisions.

(A) Incorporations by Reference.

1. The provisions of 40 CFR 61 promulgated as of July 1, [2024] 2025, are hereby incorporated by reference in this rule, as published by the Office of the Federal Register. Copies can be obtained from the U.S. Government Publishing Office at [https://www.ecfr.gov/on/\[2024\]2025-07-01/title-40/chapter-I/subchapter-C/part-61?toc=1](https://www.ecfr.gov/on/[2024]2025-07-01/title-40/chapter-I/subchapter-C/part-61?toc=1) or for mail orders, print and fill out an order form online at [https://bookstore.gpo.gov/sites/default/files/uploads/15-091\\_publication\\_and\\_subscription\\_order\\_form.pdf](https://bookstore.gpo.gov/sites/default/files/uploads/15-091_publication_and_subscription_order_form.pdf) 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.

2. Exceptions to paragraph (3)(A)1. of this rule are –

A. Those provisions which are not delegable by the U.S. Environmental Protection Agency (EPA);

B. Sections 61.04, 61.16, and 61.17 of subpart A;

C. Subpart B;

D. Subpart H;

E. Subpart I;

F. Subpart K;

G. Subpart Q;

H. Subpart R;

I. Subpart T; and

J. Subpart W.

*AUTHORITY: section 643.050, 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 March 3, 2026.*

*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. The private entity fiscal cost impacts for compliance with the federal standards are accounted for in the federal rulemakings.*

*NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: A public hearing on this proposed amendment will begin at 9 a.m., May 28, 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/294791>. 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 to any interested person. Interested persons, whether or not heard, may submit a statement of their views until June 4, 2026. Send online comments via the proposed rules web page at <https://apps5.mo.gov/proposed-rules/welcome.action#OPEN>, email comments to [apcprulespn@dnr.mo.gov](mailto: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 13 – DEPARTMENT OF SOCIAL SERVICES**

**Division 35 – Children's Division**

**Chapter 35 – Alternative Care**

**PROPOSED AMENDMENT**

**13 CSR 35-35.130 Contracted Foster Care Case Management Costs.** The division is amending sections (5), (6), and (7).

*PURPOSE: This amendment implements updates to the formulas and procedures for the calculation of payments contracted foster care case management providers receive for their services, changes to how their per case rate is calculated in the event of an increase or decrease of available appropriations, and how contractors may qualify for incentive payments based upon their performance in meeting performance measures established under section 210.112, RSMo, and 13 CSR 35-35.100.*

(5) The contract shall specify the monthly amount which is to be paid to the contractor based on the number of cases awarded unless payment has been reduced for reasons specified in this regulation. The contract may include a provision that the parties to the contract may amend the contract to increase or decrease the rate if authorized by statute or appropriation.

(A) CD shall refer the number of cases in the Notice of Award to the contractor when cases are available. CD shall refer additional cases, when available, throughout the contract year with the intention of replacing cases which are expected to move to permanency each month based on the percentage of children who are to achieve permanency as identified in the contract. CD reserves the right to increase the number of referrals during subsequent renewal periods when the number of children entering CD's custody increases in the geographic region served by the contractor with the agreement of the contractor. CD will decrease the number of referrals in a region when CD cannot replace cases on a one-for-one basis. The provider's base case award shall be decreased, which shall be effectuated through a contract amendment. CD in its discretion may shift case allocations to another region where there is a greater need and may increase another provider's base caseload, which shall be effectuated through a contract amendment.

(B) The contractor may return cases to CD when children have been placed with their parent, or legal guardian from whom they were removed, for more than ninety (90) days only with the prior, written permission of the CD.

1. The contractor shall return cases to CD when an

adoption has been finalized, the courts have awarded a legal guardianship, and when the juvenile court has terminated jurisdiction over the child. CD may replace such cases on a one-for-one basis. When the one-for-one case replacement methodology is utilized, CD shall replace cases in the following order of preference if cases are available:

A. The next child and any sibling who enter care no more than ten (10) calendar days prior to, and no later than ten (10) calendar days following, a permanency achievement or an exit from court jurisdiction. These cases will be replaced in the county where the previous child exited when possible;

B. A child and any sibling currently case managed by CD in the county where the case was returned with services being provided by a supervisor or coworker due to the extended absence of the assigned worker;

C. A child and any sibling who entered care within thirty (30) calendar days in the county where the case was returned which is case managed by CD;

D. A child and any sibling from a county other than the one where the case was returned which is served by the contractor and meets the criteria set forth in subparagraph (5)(B)1.A., (5)(B)1.B., or (5)(B)1.C. above, when agreeable to the contractor.

2. In the event the contractor is assigned more active cases than awarded in an effort to keep one (1) worker assigned to a sibling group, cases shall not be replaced until such a time when the contractor is serving the number of active cases awarded. Active cases do not include –

A. Cases where the child has been placed for ninety (90) days with their parent, or legal guardian from whom they were removed, when CD has assigned a replacement case upon the contractor's request;

B. Children who have been adopted;

C. Those situations where the courts have awarded a legal guardianship;

D. Situations where the juvenile court has terminated jurisdiction over the child; or

E. Reentries into care unless they meet the criteria specified in subparagraph (5)(C)4.A. below or the rate or number of reentries into care within twelve (12) months has not exceeded the allowable rate or allowable number as defined in paragraph (5)(C)5. below.

3. The contractor shall not be assigned a sibling group which would increase the number of cases awarded by more than two percent (2%).

(C) The contractor shall be paid for the number of cases awarded except in the following situations:

1. CD shall reduce the payment by the number of cases disenrolled and not replaced, when CD determines it is in the best interest of a child to reassign the case to CD staff;

2. CD shall reduce payment when the contractor is placed on referral hold as the result of the contractor's staff involvement with an unacceptable, egregious situation. Payment shall be reduced by the number of cases which CD is unable to refer while the contractor is on referral hold due to an unacceptable, egregious situation. Unacceptable, egregious situations include any situation which seriously impacts the delivery of services to a child or family assigned to the contractor, including a material breach of the contract with the division, and shall include, but is not limited to, the following:

A. Court contempt order;

B. Violating the condition(s) of a court order;

C. Unsafe environments or inappropriate out-of-

home placements by the contractor as evidenced by the following:

(I) Placement in unlicensed foster homes or facilities unless approved by the court;

(II) Placements by a contractor without conducting a background screening;

(III) Placements by a contractor with a failed background screening as defined in the CD Child Welfare Manual;

(IV) Placements without full compliance with the requirements of the Interstate Compact on the Placement of Children (section 210.620, RSMo);

(V) Placements without court approval where court approval is required; and

(VI) Any other circumstances where CD determines that placement of a child by the contractor will compromise child safety;

D. Breaches of confidentiality as defined in the contract;

E. Intentionally, recklessly, knowingly, or negligently entering false data in CD's automated case management system;

F. Failure to comply with the requirement to report suspected child abuse and neglect, child injuries, child fatalities, or other critical incidents as required by contract and/or as required by section 210.115, RSMo; and

G. Other violations of federal or state law;

3. Payment shall be reduced in the following month, and subsequent months, during the contract year, and subsequent renewal periods to correspond with the number of cases which could not be assigned when the counties have no case which meets any of the criteria identified in subparagraph (5)(B)1.A., (5)(B)1.B., (5)(B)1.C., or (5)(B)1.D. above;

4. The contractor shall not invoice for reentries into care within twelve (12) months of previous exit except under those circumstances described below:

A. The contractor shall be paid for reentries into care whereby the number of cases replacing those which are expected to move to permanency each month shall be reduced to correspond with the number of reentries when –

(I) The contractor does not have an opportunity to serve the case, such as when emergency protective custody is allowed to expire, or the court terminates jurisdiction and there is clear and convincing documentation to support the contractor was against the release of jurisdiction; or

(II) A youth between the ages of eighteen (18) and twenty-one (21) has elected to return to care pursuant to 211.036, RSMo;

5. CD shall set an allowable rate of reentries or the allowable number of reentries into care within twelve (12) months of previous exit, which shall not include the reentries defined above in parts (5)(C)4.A.(I) and (5)(C)4.A.(II). CD, at its sole discretion, may adjust this rate or number based on mitigating factors. The contract shall set forth that after the rate or number is exceeded, the contractor shall not be paid for cases exceeding the allowable rate or the allowable number of reentries set forth in the contract.

(D) When CD assumes the cost of foster care or residential treatment, or when the cost of the child's placement is covered by a waiver, the contractor's monthly case rate shall be reduced to remove the foster care and residential treatment costs.

(E) CD reserves the right in its sole discretion to reduce

the number of cases assigned in subsequent contract years with payment reduced to correspond when the contractor fails to exceed the permanency expectation defined in the contract. CD also reserves the right to terminate the contract. In the event the contractor fails to exceed the permanency expectation and the number of cases is reduced in subsequent contract years, CD may reduce the number of cases awarded as follows:

1. CD may request the return of active cases; and/or

2. CD may not replace cases which are closed by the contractor.

(F) CD will reduce payment to correspond with the number of active cases served.

(6) The contract shall provide for the payment of incentives to recognize accomplishment of case goals and corresponding cost savings to the state, subject to the availability of appropriated funds. In the event that sufficient funds are not available to pay the full incentives, as adjusted, and calculated pursuant to this section, the Department of Social Services shall reduce the payment to each contractor eligible to receive an incentive payment pro rata on the basis of the proportion of cases that the eligible contractor handled during the period to the total number of cases handled by foster care case management contractors eligible to receive an incentive payment during the period.

*[(A) For contracts effective on or before September 30, 2011, incentives shall be provided when contractors exceed the permanency expectations identified in the contract as follows:*

1. The contract shall identify the percentage of children who are to achieve permanency in a twelve- (12-) month period. Permanency shall be defined as reunification with the child's parent(s) or legal guardian(s), a finalized adoption, or establishment of a legal guardianship;

2. CD shall refer the number of cases in the Notice of Award during the first month of the contract year. CD shall refer additional cases throughout the contract year with the intention of replacing cases which are expected to move to permanency each month based on the percentage of children who are to achieve permanency as identified in the contract; and

3. The contractor shall be paid monthly for the number of cases awarded, regardless of the number they actually serve, except in the following situations:

A. CD shall reduce the payment when CD determines it is in the best interest of a child to reassign the case to CD staff and the case is not replaced. CD shall reduce payment by the number of cases which have been disenrolled and reassigned for case management which were not replaced;

B. CD shall reduce payment when the contractor is placed on referral hold as the result of the contractor's staff involvement with an unacceptable, egregious situation as defined in the contract. Payment shall be reduced by the number of cases which CD is unable to refer while the contractor is on referral hold due to an egregious situation. Egregious situations are defined in this rule to include any situation which seriously impacts the delivery of services to a child or family assigned to the contractor, including a material breach of the contract with the division, and shall include, but is not limited to, the following:

(I) Court contempt order;

(II) Violating the condition(s) of a court order;

(III) Unsafe environments or inappropriate out-of-home contractor as evidenced by the following:

(a) Placement in unlicensed foster homes or facilities unless approved by the court;

(b) Placements with a contractor without conducting a background screening;

(c) Placements with a contractor with a failed background screening as defined in the CD Child Welfare Manual;

(d) Placements without full compliance with the requirements of the Interstate Compact on the Placement of Children (section 210.620, RSMo); and

(e) Placements without court approval where court approval is required;

(IV) Breaches of confidentiality as defined in the contract;

(V) Intentionally, recklessly, knowingly, or negligently entering false data in CD's automated case management system;

(VI) Failure to comply with the requirement to report suspected child abuse and neglect, child injuries, child fatalities, or other critical incidents as required by contract and/or as required by section 210.115, RSMo; and

(VII) Other violations of federal or state law;

C. The contractor shall not invoice for reentries into care within twelve (12) months of previous exit except under those circumstances described below—

(I) The contractor shall be paid for reentries into care during the contract year whereby the number of cases replacing those which are expected to move to permanency each month shall be reduced to correspond with the number of reentries when—

(a) The contractor does not have an opportunity to serve the case or the court terminates jurisdiction and there is clear and convincing documentation to support the contractor was against the release of jurisdiction;

(b) Reunification does not occur; and

(c) The case has been replaced; and

(II) The contractor shall be paid for reentries into care during the next contract year whereby the reentry into care shall count as an active case at the beginning of the contract year when—

(a) The contractor does not have an opportunity to serve the case or the court terminates jurisdiction and there is clear and convincing documentation to support the contractor was against the release of jurisdiction; and

(b) Reunification did occur when the court first terminated jurisdiction after assignment to the contractor;

D. CD shall reduce the monthly case rate to remove the foster care maintenance payment for those children who have been enrolled in the interdivisional agreement through the Developmental Disabilities (DD) Comprehensive waiver with the Missouri Department of Mental Health; and

E. CD shall reduce the monthly case rate to reimburse the contractor for only case management services when a child meets the definition of a catastrophic case as defined in the contract and CD is providing additional funding for the child.

(B) For new contracts issued based on an RFP or IFB on or after October 1, 2011, subject to available appropriation, CD shall pay an incentive for the sum of the monthly differences between the number of children who are expected to achieve permanency as defined in the contract and the number of children who do achieve permanency when the one-for-one case replacement methodology is utilized. Permanency shall be defined as reunification with the child's parent(s) or legal guardian(s), a finalized adoption, or establishment of a legal guardianship. The following provisions shall apply to the administration of the incentive:

1. The percentage of children which are to achieve permanency in a twelve- (12-) month period shall be based on the following percentage, whichever number is higher:

A. The percentage of children who move to permanency

within a region, utilizing an average for all counties served within the region; or

B. The percentage of children contractors serve who move to permanency within a region, utilizing an average of the performance of contractors serving the region;

2. The contractor may return cases to CD when children have been placed with their parent(s) for more than ninety (90) days. The contractor may return cases to CD when children have been placed with their legal guardian(s), from whom they were removed, for more than ninety (90) days. The contractor may retain management of the case after ninety (90) days only with the prior, written permission of the CD. When permission is granted, the contractor shall understand the permanency expectation will not change. The contractor shall return cases when an adoption has been finalized, the courts have awarded a legal guardianship, and when the juvenile court has terminated jurisdiction over the child. CD may replace such cases on a one-for-one basis. When the one-for-one case replacement methodology is utilized, CD shall replace cases in the following order of preference if cases are available:

A. The next child and any sibling who enter care within ten (10) calendar days in the county where the case was returned;

B. A child and any sibling currently case managed by CD in the county where the case was returned with services being provided by a supervisor or coworker due to the extended absence of the service worker;

C. A child and any sibling which entered care within thirty (30) calendar days in the county where the case was returned which is case managed by CD;

D. A child and any sibling from a county other than the one where the record was returned which is served by the contracted contractor and meets the criteria set forth in subparagraphs (6)(B)2.A., (6)(B)2.B., or (6)(B)2.C. above, when agreeable to the contractor; and

E. In the event the contractor is assigned more active cases than awarded in an effort to keep one (1) worker assigned to a sibling group, cases shall not be replaced until such a time when the contractor is serving the amount of active cases awarded. Active cases do not include children who have been placed with their parent(s) for more than ninety (90) days unless the CD has granted permission for the contractor to keep the case; children who have been placed with their legal guardian(s), from whom they were removed, for more than ninety (90) days unless the CD has granted permission for the contractor to keep the case; children who have been adopted; those situations where the courts have awarded a legal guardianship; situations where the juvenile court has terminated jurisdiction over the child; or reentries into care unless they meet the criteria specified in part (6)(A)3.C.(I) above or the rate of reentries or the number of reentries into care within twelve (12) months has not exceeded the allowable rate or number as defined in subparagraph (6)(B)3.D. below. The contractor shall not be assigned a sibling group which would increase the number of cases awarded by more than two percent (2%). The contractor shall inform CD of the additional number of cases which may need to be replaced to keep the contractor at the number of cases awarded by the end of the contract year;

3. The contractor shall be paid for the number of cases awarded except in the following situations:

A. Payment shall be reduced in the following and subsequent months during the contract year and subsequent renewal periods to correspond with the number of cases which could not be assigned when the counties have no case which meets any of the criteria identified in subparagraph (6)(B)2.A., (6)(B)2.B., (6)(B)2.C., or (6)(B)2.D. above. CD reserves the right

to increase the number of referrals during subsequent renewal periods when the number of children entering CD's custody increases in the geographic region served by the contractor, when the contractor is agreeable to such;

B. CD shall reduce the payment when CD determines it is in the best interest of a child to reassign the case to CD staff and the case is not replaced. CD shall reduce payment by the number of cases which have been disenrolled and reassigned for case management which were not replaced;

C. CD shall reduce payment when the contractor is placed on referral hold as the result of the contractor's staff involvement with an unacceptable, egregious situation as defined in the contract. Payment shall be reduced by the number of cases which CD is unable to refer while the contractor is on referral hold;

D. CD shall set an allowable rate of reentries or the number of reentries into care within twelve (12) months of previous exit, which shall not include the reentries defined below. The rate or the number allowed shall be based on historical data. CD, at its sole discretion, may adjust this rate or number based on mitigating factors. The contract shall set forth that after the rate is exceeded, the contractor shall not be paid for cases exceeding the allowable number of reentries set forth in the contract or shall be assessed a penalty after the rate is exceeded. If a penalty is assessed, the penalty shall be based on a methodology set forth in 13 CSR 35-35.100 and the contract.

(I) The reentry into care will count as an active case and the contractor will be paid for the case when CD is able to determine that the contractor did not have an opportunity to serve the case or the court terminated jurisdiction and there is clear and convincing documentation to support the contractor was against the release of the jurisdiction. In the event the contractor is serving more active cases than awarded as the result of the reentry into care, they shall not be paid for such. However, cases shall not be replaced until such a time when the contractor is serving the amount of active cases awarded;

E. The monthly case rate shall be reduced to remove the foster care maintenance when the contract specifies the division shall be responsible for such; and

F. CD shall reduce the monthly case rate to reimburse the contractor for only case management services when a child meets the definition of a catastrophic case as defined in the contract and CD is providing additional funding for the child;

4. CD shall determine the number of children achieving permanency during the contract year while being served by the contractor. The contractor will be paid for the sum of the monthly differences between the number of children who are expected to achieve permanency as defined in the contract and the number of children who do achieve permanency, subject to available appropriation, as follows:

A. Contractors shall be paid the monthly amount bid and awarded for the sum of the monthly differences during the contract year as identified in paragraph (6)(B)4. above, subject to available appropriation; and

B. The incentive shall be a one- (1-) time payment for the number of children who exceeded the permanency standard during the contract year as identified in paragraph (6)(B)4. above; and

5. CD reserves the right in its sole discretion to reduce the number of cases assigned in subsequent contract years with payment reduced to correspond when the contractor fails to meet the permanency standard defined in the contract. CD also reserves the right to terminate the contract. In the event the contractor fails to meet the permanency standard and the number of cases are reduced in subsequent contract years, CD

may reduce the number of cases awarded as follows:

- A. CD may request the return of active cases;
- B. CD may not replace cases which are closed by the contractor; and
- C. CD will reduce payment to correspond with the number of active cases served.

(C) For all contracts effective on or after April 1, 2022, the provisions of subsections (6)(A), (6)(B), and this subsection (6)(C) shall apply. To receive an incentive the contractor must first qualify to receive an incentive by exceeding the permanency performance goal for the region as specified in this subsection. If the contractor qualifies for an incentive by exceeding the permanency performance goal for the region, then the contractor will qualify to receive fifty percent (50%) of the incentive payment. To earn the remaining fifty percent (50%) of the incentive payment, the contractor must meet the performance goals and outcomes established pursuant to 13 CSR 35-35.100 as they are phased in, and as further provided in this subsection.

1. The CD shall establish relative weights to be given to each item in the Safety, Well-Being and Service Domains and the additional requirements of the Permanency domain as they are phased in as provided in 13 CSR 35-35.100. The incentive payment shall be reduced as provided in paragraph (6)(C)2. of this regulation if the contractor fails to meet the performance goals established of 13 CSR 35-35.100 and the evaluation tool therein.

2. The remaining fifty percent (50%) of the incentive payment shall be calculated as follows:

A. If the contractor achieves a score of equal to or greater than one hundred percent (100%) of the weighted performance and outcome score then the contractor shall receive the full portion of the incentive payment under paragraph (6)(C)2. of this regulation;

B. If the contractor receives a score of ninety to ninety-nine percent (90-99%) of the weighted performance and outcome score the contractor shall receive ninety percent (90%) portion of the full incentive payment under paragraph (6)(C)2. of this regulation; or

C. If the contractor receives a score of less than ninety percent (90%) or less of the weighted performance and outcome score the contractor shall not receive an incentive payment under paragraph (6)(C)2. of this regulation.]

(A) For the purpose of this regulation, “permanency” is defined as reunification with the child’s parent, or legal guardian from whom they were removed, a finalized adoption, or establishment of a legal guardianship. Reunification shall include a child who has been placed with their parent, or legal guardian from whom they were removed, for more than ninety (90) days.

(B) Incentive for Exceeding Permanency Expectations. Subject to available appropriation, the contractor can qualify for fifty percent (50%) of the possible incentive payment calculated as provided in this subsection. CD shall pay an incentive for the sum of the monthly differences between the number of children who are expected to achieve permanency as provided in the contract and the number of children who do achieve permanency when the one-for-one case replacement methodology is utilized. The following provisions shall apply to the administration of the permanency incentive:

1. The percentage of children who are to achieve permanency in a twelve- (12-) month contract period shall be based on one (1) of the following percentages, whichever number is higher:

- A. The percentage of children CD serves who move

to permanency within a geographic region as defined in the contract, utilizing an average for all counties served within the region; or

B. The percentage of children contractors serve who move to permanency within a geographic region as defined in the contract, utilizing an average of the performance of contractors serving the region;

2. The contractor shall exceed the regional permanency expectations as defined in the contract to qualify for an incentive payment;

3. The incentive for permanency shall be a one- (1-) time payment for the number of children who exceeded the permanency expectation during the contract year.

(C) Incentive based on 13 CSR 35-35.100 Performance Goals. If the contractor qualifies for an incentive by exceeding the permanency performance expectation for the geographic region as provided in subsection (6)(B) of this regulation, then the contractor will qualify to be eligible for the remaining fifty percent (50%) of the possible incentive payment as provided in this subsection. To earn the remaining fifty percent (50%) of the incentive payment, the contractor must meet or exceed the performance goals and outcomes established or subsequently amended pursuant to 13 CSR 35-35.100 as they are phased in, and as further provided in this subsection. Any incentive payment is subject to available appropriation.

1. The CD shall establish relative weights to be given to each item in the Safety, Well-Being, and Service Domains and the additional requirements of the Permanency Domain as they are phased in as provided in 13 CSR 35-35.100. The incentive payment shall be reduced as provided in paragraph (6)(C)2. of this regulation if the contractor fails to meet the performance goals established of 13 CSR 35-35.100 and the evaluation tool therein.

2. The remaining fifty percent (50%) of the incentive payment shall be calculated as follows:

A. Tier 1 Incentive: A contractor will be eligible for a performance-based incentive payment if a contractor achieves a score of equal to or greater than sixty percent (60%) of the weighted performance and outcome score after calculating the aggregate score of all weighted metrics specified in 13 CSR 35-35.100. If eligible for a performance-based incentive, the contractor shall receive an incentive payout equal to their aggregate weighted score, rounded up to the nearest whole number, not to exceed one hundred percent (100%) of the available incentive amount. For example, if a contracted provider has an aggregate weighted score of sixty-nine and a half percent (69.5%) at the end of a contract year, that number will be rounded up to seventy percent (70%) (the nearest whole number) and the contract provider would be eligible for a Tier 1 performance-based incentive payment of seventy percent (70%) of the total remaining incentive payment;

B. Tier 2 Incentive: Except as provided in parts (6)(C)2.B.(I)-(II) below, if a contractor is not eligible for a performance-based incentive payment, then the contractor will be eligible for an improvement-based incentive payment if the contractor’s aggregate weighted score is an improvement from the same contractor’s aggregate weighted score for the previous contract year. The incentive awarded shall be equal to the percentage of improvement of the contractor’s performance score when compared to their prior-year score, not to exceed fifteen percent (15%) of the total remaining incentive. For example, if a contracted provider had an aggregate weighted score of forty percent (40%) during the previous contract year

and improved their aggregate weighted score to fifty percent (50%) the following contract year, the contracted provider would be eligible for a Tier 2 improvement-based incentive payment of ten percent (10%) of the total remaining incentive payment.

(I) For the first year of the contract effective October 1, 2026, or thereafter, contracted providers are not eligible for a Tier 2 improvement-based incentive payment and are only eligible for a Tier 1 performance-based incentive payment.

(II) New contracted providers with no previous performance baseline established are not eligible for a Tier 2 improvement-based incentive payment until such time as the contracted provider has two (2) consecutive years of aggregate weighted scores to compare;

C. If a contractor qualifies for a performance-based incentive payment, the contractor will not be eligible for an improvement-based incentive payment;

D. If a contractor fails to qualify for a performance-based incentive payment and fails to qualify for an improvement-based incentive payment, the contractor shall not receive an incentive payment under subsection (6)(C).

3. To calculate the performance and outcome score specified in paragraph (6)(C)2. of this regulation, the division will calculate for each contractor the percentage of the performance outcome goal for each item in each domain being scored under 13 CSR 35-35.100 that each contractor actually achieved for that item during the phase for the period. The percentage achieved for each item under each domain shall then be multiplied by the weight factor (if any) assigned to each item. The *[net sum]* **aggregate weighted score** of the weighted percentages will be the final score for each contractor for the period. The performance outcome goals for the period and the weights to be assigned to each item will be established by the division, in conjunction with the Research and Evaluation team and other individuals, following the procedures specified in 13 CSR 35-35.100.

4. The final scores shall be rounded up to the nearest whole number.

5. The scores for each contractor shall be published on the division's website.

(7) Changes to reimbursements for services in addition to the contracted amounts will be based upon available increased or decreased appropriations for **services specifically included in the case management [purposes and will be allocated to both public and private contractors of such services] contract. Increases or decreases will be allocated to both public and private contractors of such services. Any increase or decrease will result in an increase or decrease to the monthly case rate paid to the contractor.** The allocation shall be *[made pro rata to the division and each contractor based upon the proportion of the total number of cases that the division and each contractor served during the period]* calculated using a numerator equal to the contractor's base case award and a denominator equal to the total number of cases *[of children]* served statewide *[during the period]* at the point in time the calculation is performed. The resulting proportion shall determine the contractor's share of the increased or decreased appropriation. The division shall be allocated the residual amount of the appropriation after contractor allocations are calculated, such that the total sum of all allocations equals the total available appropriation. Any increase or decrease in appropriations will only be expended for the purposes specified by

the General Assembly. The proportional methodology described in this section shall not apply when the General Assembly directs a different methodology through bill language, budget language, or other instruction. Under no circumstances shall the Department of Social Services and the Children's Division's aggregate, total expenditure for foster care case management services contracts exceed the amount appropriated by the General Assembly for that purpose nor shall it exceed the funds available.

*AUTHORITY: sections 207.020 and 660.017, RSMo 2016, section 210.112.8, RSMo Supp. [2021]2025, and Young v. Children's Division, State of Missouri Department of Social Services, 284 S.W.3d 553 (Mo. 2009). This rule originally filed as 13 CSR 35-32.030. Original rule filed Feb. 28, 2011, effective Oct. 30, 2011. Emergency amendment filed June 11, 2021, effective July 1, 2021, expired Feb. 24, 2022. Moved to 13 CSR 35-35.130 and amended: Filed June 11, 2021, effective Jan. 30, 2022. Amended: Filed March 12, 2026.*

*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–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. No public hearing is scheduled.*

## TITLE 13 – DEPARTMENT OF SOCIAL SERVICES Division 70 – MO HealthNet Division Chapter 15 – Hospital Program

### PROPOSED AMENDMENT

**13 CSR 70-15.020 Procedures for Admission Certification, Continued Stay Review, and Validation Review of Hospital Admissions.** The division is amending sections (1), (6), and (11).

*PURPOSE: This amendment removes specific references to the Milliman Care Guidelines and adds general language regarding the use of level of care criteria when determining medical necessity.*

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

**(1) Administration. The MO HealthNet Division, Department of Social Services, shall administer the Hospital Program. Hospital Program services covered and not covered and the limitations under which services are covered shall be**

determined by the MO HealthNet Division and shall be included in the *MO HealthNet Hospital Provider Manual*. The *MO HealthNet Hospital Provider Manual* is incorporated by reference and made part of this rule as published by the Department of Social Services, MO HealthNet Division, 615 Howerton Court, Jefferson City, MO 65109, October 6, 2025. This rule does not incorporate any subsequent amendments or additions.

[(1)](A) The following definitions will be used in administering this rule:

[(A)]1. Admission. Admission means the act of registration and entry into a general medical and surgical, psychiatric, or rehabilitation hospital on the order of a qualified medical practitioner or medical professional having privileges of admission for the purpose of providing inpatient hospital services under the supervision of a physician member of the hospital's medical staff;

[(B)]2. Admission certification. Admission certification means the determination by the medical review agent, as transmitted to the hospital/physician and the fiscal agent, that the admission of a participant for inpatient hospital services is approved as medically necessary, reasonable, and appropriate as to placement at an acute level of care;

[(C)]3. Admitting diagnosis. Admitting diagnosis means the physician's tentative or provisional diagnosis of the participant's condition as a basis for examination and treatment when the admission certification is requested;

[(D)]4. Admitting medical professional. Admitting medical professional means a physician or other person authorized by state licensure law to order hospital services and who has admission privileges to order the participant's inpatient admission to the hospital;

[(E)]5. Certification number. Certification number means the number issued by the medical review agent that establishes that, based upon information furnished by the provider, a participant's admission for inpatient hospital services is approved as medically necessary;

[(F)]6. Department. Department means the Missouri Department of Social Services;

[(G)]7. Emergency admission. Emergency admission means an admission in which the medical condition manifests itself by acute symptoms of sufficient severity (including severe pain) that absence of immediate medical attention could reasonably be expected to result in placing the patient's health in serious jeopardy, serious impairment to bodily function, or serious dysfunction of any bodily organ or part;

[(H)]8. Fee for service. Fee for service refers to participants and/or services not included in the MO HealthNet Managed Care program or other prepaid health plans;

[(I)]9. Inpatient hospital service. Inpatient hospital service means a service provided by or under the supervision of a medical professional after a participant's admission to a hospital and furnished in the hospital for the care and treatment of the participant;

[(J)]10. Managed Care. Managed Care is a program under which some MO HealthNet participants are enrolled with a health plan who contracts with the department to provide a package of MO HealthNet benefits for a monthly fee per enrollee;

[(K)]11. Medical record. Medical record means all or any portion of the medical record as requested by the medical review agent;

[(L)]12. Medical review agent. Medical review agent means the state's representative who is authorized to make decisions about admission certifications and validation reviews;

[(M)]13. Medically necessary. Medically necessary means

an inpatient hospital service that is consistent with the participant's diagnosis or condition and is in accordance with the criteria as specified by the department;

[(N)]14. Nurse reviewer. Nurse reviewer means a person who is employed by or under contract with the medical review agent and who is licensed to practice professional nursing in Missouri;

[(O)]15. Pertinent information. Pertinent information means any information that the physician, hospital, or participant feels may justify or qualify the hospitalization;

[(P)]16. Physician reviewer. Physician reviewer means a physician who is a peer of the admitting/attending physician or who specializes in the type of care under review. Exceptions will be made only if the efficiency or effectiveness of the review would be compromised, but in every situation the review will be performed by a physician;

[(Q)]17. Readmission. Readmission means an admission that occurs within fifteen (15) days of a discharge of the same participant from the same or a different hospital. The fifteen- (15-) day period does not include the day of discharge or the day of readmission;

[(R)]18. Participant. Participant means a person who has applied and been determined eligible for MO HealthNet benefits;

[(S)]19. Reconsideration. Reconsideration means a review of a denial or withdrawal of admission certification;

[(T)]20. Required information. Required information means the information to be provided by the medical professional or hospital to obtain a preadmission or post-admission certification, which includes participant, medical professional, and hospital identifying information, admission date, admission diagnosis, procedures, surgery date, indications for inpatient setting, and plan of care;

[(U)]21. Transfer. Transfer means the movement of a participant after admission from one (1) hospital directly to another or within the same facility;

[(V)]22. Urgent admission. Urgent admission means a case which requires prompt admission to the hospital to prevent deterioration of a medical condition from an urgent to an emergency situation;

[(W)]23. Utilization review assistant. Utilization review assistant means a person who is employed by or is under contract with the medical review agent who is the preliminary reviewer to assess the need for nurse review when the *[Milliman Care Guidelines is] level of care criteria are not immediately met based on the standardized tool for determining level of care*;

[(X)]24. Validation review. Validation review means a review conducted after admission certification has been approved. The review is focused on validating the admitting information and confirming the determination of medical necessity of the admission; and

[(Y)]25. Written [R]request. A notice to the address of the provider as listed in the MO HealthNet Division's system, in writing, transmitted via the U.S. mail or other private or common carrier, facsimile, email, or any other method/mode of transmittal that is deemed by MO HealthNet to be an efficient, cost-effective, verifiable, and a reliable method or mode of communication with the provider, applying provider, or provider's representative.

(6) *[The criteria] A standardized assessment tool for determining level of care is to be used in the admission certification and validation review [are as follows:]. With regards to ambulatory procedure screenings, if the procedure meets criteria to be done in the outpatient*

setting versus inpatient, the case will be reviewed by a physician for final determination, which may result in denial of the certification request. Urgent/emergency criteria are used as guidelines for determination of type of admission and are defined in subsection (1)(A).

*[(A) Milliman Care Guidelines includes adult and pediatric criteria for general medical care admissions;*

*(B) Supplemental criteria sets are included for adult and child psychiatric care, rehabilitation care, and alcohol/drug abuse treatment;*

*(C) Ambulatory procedure screening is done within the Milliman Care Guidelines. If the procedure meets criteria to be done in the outpatient setting versus inpatient, the case will be reviewed by a physician for final determination which may result in denial of the certification request; and*

*(D) Urgent/emergency criteria are used as guidelines for determination of type of admission and are defined in section (1).]*

(11) Continued stay reviews, when necessary, will be performed for all fee-for-service MO HealthNet participants subject to admission certification to determine that services are medically necessary and appropriate for inpatient care. The continued stay review procedure is as follows:

(B) For continued stay reviews, either initiated via the CyberAccess Web tool or the telephone, the **[Milliman Care Guidelines] findings from the standardized tool for determining level of care** will be applied to any additional diagnosis or surgical procedures indicated. The medical professional and/or hospital may also upload any additional supporting documentation into the CyberAccess Web tool;

(C) A physician will review cases when continued stay is requested beyond the **[Milliman Care Guidelines] findings from the standardized tool for determining level of care**. The physician reviewer shall approve or deny the continued stay days;

*AUTHORITY: sections 208.201 and 660.017, RSMo 2016. Emergency rule filed Oct. 20, 1989, effective Nov. 1, 1989, expired Feb. 28, 1990. Original rule filed Nov. 2, 1989, effective Feb. 25, 1990. For intervening history, please consult the **Code of State Regulations**. Amended: Filed March 4, 2026.*

*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 cost private entities approximately twelve thousand six hundred dollars (\$12,600) 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**. No public hearing is scheduled.*

**FISCAL NOTE  
PRIVATE COST**

- I. Department Title:** 13 Social Services
- Division Title:** 70 MO HealthNet Division
- Chapter Title:** 15 Hospital Program

<b>Rule Number and Title:</b>	13 CSR 70-15.020
<b>Type of Rulemaking:</b>	Proposed Amendment

**II. SUMMARY OF FISCAL IMPACT**

<b>Estimate of the number of entities by class which would likely be affected by the adoption of the rule:</b>	<b>Classification by types of the business entities which would likely be affected:</b>	<b>Estimate in the aggregate as to the cost of compliance with the rule by the affected entities:</b>
7 hospitals	MO HealthNet enrolled hospitals that meet the definition of an IMD eligible to participate in the 1115 SMI/SUD Waiver that serve adults	\$12,600 in aggregate: \$1,800 per facility on average.

**III. WORKSHEET**

No worksheet included.

**IV. ASSUMPTIONS**

There are currently 7 hospitals enrolled as MHD providers who meet the definition of an Institute for Mental Disease (IMD) and are eligible to participate in the 1115 SMI/SUD Waiver. We assume each facility will enroll approximately three staff in the American Association for Community Psychiatry (AACP) LOCUS training, which costs \$100 per person. The LOCUS tool can only be used via Deerfield’s electronic solutions, for fidelity purposes, which would cost at most \$1,500 per facility. Total cost for each facility is estimated to be \$1,800.

**T**his section will contain the final text of the rules proposed by agencies. The order of rulemaking is required to contain a citation to the legal authority upon which the order or rulemaking is based; reference to the date and page or pages where the notice of proposed rulemaking was published in the *Missouri Register*; an explanation of any change between the text of the rule as contained in the notice of proposed rulemaking and the text of the rule as finally adopted, together with the reason for any such change; and the full text of any section or subsection of the rule as adopted 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 2 – DEPARTMENT OF AGRICULTURE  
Division 80 – State Milk Board  
Chapter 5 – Inspections**

**ORDER OF RULEMAKING**

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

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

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on November 17, 2025 (50 MoReg 1631). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**TITLE 2 – DEPARTMENT OF AGRICULTURE  
Division 80 – State Milk Board  
Chapter 6 – Requirements for the Missouri Dairy  
Law**

**ORDER OF RULEMAKING**

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

**2 CSR 80-6.055 State Approval of Milk-Testing Laboratories is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on December 1, 2025 (50 MoReg 1746-1747). 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 5 – DEPARTMENT OF ELEMENTARY AND  
SECONDARY EDUCATION  
Division 20 – Division of Learning Services  
Chapter 400 – Office of Educator Quality**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Education (board) under sections 161.092, 168.011, 168.071, 168.081, and 168.405, RSMo 2016, and sections 168.021, 168.400, and 168.409, RSMo Supp. 2025, the board amends a rule as follows:

**5 CSR 20-400.560 Certification Requirements for Teacher of Special Education is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on December 1, 2025 (50 MoReg 1749-1752). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**TITLE 13 – DEPARTMENT OF SOCIAL SERVICES  
Division 70 – MO HealthNet Division  
Chapter 10 – Nursing Home Program**

**ORDER OF RULEMAKING**

By the authority vested in the Department of Social Services, MO HealthNet Division, under sections 208.159, 208.201, and 660.017, RSMo 2016, and section 208.153, RSMo Supp. 2025, the division amends a rule as follows:

**13 CSR 70-10.020 Prospective Reimbursement Plan for Nursing Facility and HIV Nursing Facility Services is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 2, 2026 (51 MoReg 23-30). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**TITLE 13 – DEPARTMENT OF SOCIAL SERVICES**  
**Division 70 – MO HealthNet Division**  
**Chapter 10 – Nursing Home Program**

**ORDER OF RULEMAKING**

By the authority vested in the Department of Social Services, MO HealthNet Division, under section 208.153, RSMo Supp. 2025, and section 208.201, RSMo 2016, the division amends a rule as follows:

**13 CSR 70-10.040** Medicaid Eligibility and Preadmission Screening for Mentally Ill and Intellectually Disabled Individuals **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on December 15, 2025 (50 MoReg 1841-1844). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*. SUMMARY OF COMMENTS: No comments were received.

**TITLE 19 – DEPARTMENT OF HEALTH AND SENIOR SERVICES**  
**Division 25 – Missouri State Public Health Laboratory**  
**Chapter 32 – Milk-Testing Laboratories**

**ORDER OF RULEMAKING**

By the authority vested in the Department of Health and Senior Services under section 196.045, RSMo 2016, the department rescinds a rule as follows:

**19 CSR 25-32.010** State Approval of Milk-Testing Laboratories **is rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on December 1, 2025 (50 MoReg 1762). 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 19 – DEPARTMENT OF HEALTH AND SENIOR SERVICES**  
**Division 100 – Division of Cannabis Regulation**  
**Chapter 1 – Marijuana**

**ORDER OF RULEMAKING**

By the authority vested in the Division of Cannabis Regulation under sections 1.3.(1)(b), 1.3.(2), 2.4(1)(b), and 2.4(4) of Article XIV, Mo. Const., the division amends a rule as follows:

19 CSR 100-1.060 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on December 15, 2025 (50 MoReg 1844-1848). 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 Division of Cannabis Regulation received nineteen (19) comments on the proposed amendment.

COMMENT #1: Chris Chesley supports the department's goal of prohibiting pre-lottery agreements and preventing circumvention of the rules through rule amendments to 19 CSR 100-1.060.

RESPONSE: Pre-lottery agreements are not prohibited, but the amendment does seek to prevent agreements and other arrangements that have removed ownership and control from the eligible individuals presented as owners. No changes have been made to the rule as a result of this comment.

COMMENT #2: Luke Colyer requests more clarity on how control is defined in 19 CSR 100-1.060 and also suggests that the sixty- (60-) day audit timeframe in 19 CSR 100-1.060(6)(E) is too sharp. He requests more flexibility.

RESPONSE: Control is not defined in 19 CSR 100-1.060. Mr. Colyer may be referring to the definition of majority owned and operated in 19 CSR 100-1.190, which is not the subject of this amendment. The eligibility review discussed in 19 CSR 100-1.060(6)(E) is mandated by Article XIV, section 2.4(13), which specifically requires that the review shall be conducted within sixty (60) days of issuance of the licenses. No changes have been made to the rule as a result of this comment.

COMMENT #3: Bryce notes that 19 CSR 100-1.060(3)(F)3. creates an unnecessary and undue administrative burden on applicants and that applicants require non-eligible professionals to handle the complexity of the process.

RESPONSE: This requirement was introduced to the rule as a result of previous microbusiness eligible owners having no ownership or control in their license, including circumstances such as lacking any knowledge of their designated contact or any understanding of what was happening with their license. Article XIV, section 2, requires microbusinesses be owned and operated by eligible individuals. Requiring the designated contact to be an eligible individual with ownership interest reduces the opportunities for non-eligible individuals to take advantage of eligible individuals in order to obtain ownership and/or control over the microbusiness. This provision does not prohibit microbusinesses from seeking assistance from non-eligible individuals or entities at any stage of their application or license. No changes have been made to the rule as a result of this comment.

COMMENT #4: Denise McCracken requests clarity on when the definition of majority owned and operated applies relative to licensure in 19 CSR 100-1.060(3)(F), as the attestation appears inconsistent with the proposed amendment in 19 CSR 100-1.190(1)(F).

RESPONSE: The definition of majority owned and operated in 19 CSR 100-1.190 was revised in response to Ms. McCracken's comment. No changes have been made to this rule as a result of this comment.

COMMENT #5: Denise McCracken requests clarity in 19 CSR 100-1.060(6)(E)2. on what the department will rely on to identify intent of a license to be majority owned and operated by eligible individuals.

RESPONSE AND EXPLANATION OF CHANGE: 19 CSR 100-1.060(6)(E)2. lists documents and information the department will rely on to determine if the license is majority owned and operated by eligible individuals. The “such as” clause was removed from the end of 19 CSR 100-1.060(6)(E)2. in response to this comment in order to remove a perceived ambiguity.

COMMENT #6: Reann Hines, Mike Lomuto, Toni Forge, Colleen Mairead Hughes, Mark Slaugh, Shansan Chambers, and Eric Foster appreciate that the department implemented feedback from stakeholders. They believe the proposed changes in 19 CSR 100-1.060 are reasonable, administratively sound, and consistent with the department’s authority and intent.

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

COMMENT #7: The Joint Committee on Administrative Rules suggested removing the requirement for the designated contact to be an eligible individual in 19 CSR 100-1.060(3)(A), or, alternatively, to either allow an attorney representing the microbusiness applicant to be the designated contact or copy all correspondence regarding the license or application sent to the designated contact to the email address(es) provided for the eligible individuals listed on the application or license.

RESPONSE: The provision is beneficial in order to allow for direct contact between the department and one of the majority owners operating the license. This provides an efficient and effective way to proceed through the verification process. Being the primary contact with the department does not prevent owners to contract with consultants to assist with applications if needed. No changes have been made to the rule as a result of this comment.

COMMENT #8: The Joint Committee on Administrative Rules suggested replacing the language in 19 CSR 100-1.060(3)(C) with language requiring a visual representation of the ownership structure, and offering examples on the department’s website.

RESPONSE AND EXPLANATION OF CHANGE: The suggested language was accepted with minor edits to allow for consistency of language throughout the rules and to avoid potential issues with changes to website links over time.

COMMENT #9: The Joint Committee on Administrative Rules suggested revising the language in 19 CSR 100-1.060(3)(F)5. to extend the deadline for providing requested documents to ten (10) days and to clarify that the requirement applies to microbusiness applicants responding to requests for documentation relevant to determining that the license is owned and operated by eligible individuals.

RESPONSE AND EXPLANATION OF CHANGE: The requested changes were made to 19 CSR 100-1.060(3)(F)5.

COMMENT #10: The Joint Committee on Administrative Rules suggested replacing the language in 19 CSR 100-1.060(4)(A) with language requiring a visual representation of the ownership structure, and offering examples on the department’s website.

RESPONSE AND EXPLANATION OF CHANGE: The suggested language was accepted with minor edits to allow for consistency of language throughout the rules and to avoid potential issues with changes to website links over time.

COMMENT #11: The Joint Committee on Administrative Rules

suggested removing the language referring to production of all documents regarding financial interest in the microbusiness in 19 CSR 100-1.060(4)(E).

RESPONSE AND EXPLANATION OF CHANGE: 19 CSR 100-1.060(4)(E) was revised to remove language discussing financial interests in cannabis operations and agreements whereby entities stand to gain financially.

COMMENT #12: The Joint Committee on Administrative Rules suggested revising 19 CSR 100-1.060(6)(A)4.B. to replace (I)–(III) with new language pertaining to document requests demonstrating that eligible individuals collectively hold more than fifty percent (50%) of voting power in the licensed entity and showing that eligible individuals have more than fifty percent (50%) of the power to 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.

RESPONSE AND EXPLANATION OF CHANGE: 19 CSR 100-1.060(6)(A)4.B. was revised as requested.

COMMENT #13: The Joint Committee on Administrative Rules suggested removing 19 CSR 100-1.060(6)(E)1.-3., as it is already covered elsewhere in rule.

RESPONSE AND EXPLANATION OF CHANGE: 19 CSR 100-1.060(6)(E)1.-3. was removed.

### 19 CSR 100-1.060 Facility Applications and Selection

(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:

(C) A visual representation of the applicant entity’s ownership structure showing the percentage of each individual’s ownership in the microbusiness. Examples of such visual representations may be found on the department’s website at <http://cannabis.mo.gov>;

(F) For a microbusiness facility license application, an attestation that –

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, a microbusiness applicant will respond to all requests for documentation relevant to determining that the license is owned and operated by eligible individuals within ten (10) 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;

(4) In addition to the application requirements in section (3) above, microbusiness facility applicants must also provide the following:

(A) A visual representation of the applicant entity's ownership structure showing the percentage of each individual's ownership in the microbusiness. Examples of such visual representations may be found on the department's website at: <http://cannabis.mo.gov>;

(E) All business agreements that affect ownership or control related to the application or future license, existing at the time of application, including all management agreements, consulting agreements, partnership agreements, or loans.

(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 demonstrating that eligible individuals collectively hold more than fifty percent (50%) of voting power in the licensed entity; and

(II) Additional documentation showing that eligible individuals have more than fifty percent (50%) of the power to 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.

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; and

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.

## TITLE 19 – DEPARTMENT OF HEALTH AND SENIOR SERVICES

### Division 100 – Division of Cannabis Regulation

#### Chapter 1 – Marijuana

#### ORDER OF RULEMAKING

By the authority vested in the Division of Cannabis Regulation under sections 1.3.(1)(b), 1.3.(2), 2.4(1)(b), and 2.4(4) of Article XIV, Mo. Const., the division amends a rule as follows:

19 CSR 100-1.190 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on December 15, 2025 (50 MoReg 1848–1849). 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 Division of Cannabis Regulation received one hundred seventy-three (173) comments on the proposed amendment.

COMMENT #1: Zachary Becker, James Thornton, Brendan Fahey, Sam Henderson, Dennis Scanlan, Jim Mondl, Andrew Mullins, Chris Chesley, Daphne Cook, Jim Thomas, Luke Colyer, Bryce, Nick Hall, Cal Freeman, Thane Kifer, Scott Wootton, Samantha Blum, David Brodsky, and Dan Nelson all expressed concerns that 19 CSR 100-1.190(1)(A)4. acts as a sanction that retroactively penalizes licensees for past conduct and prevents previous microbusiness license applicants from being eligible for a new microbusiness license. All commenters suggested revising the rule to only apply to denials and revocations occurring after the amendment effective date.

RESPONSE AND EXPLANATION OF CHANGE: 19 CSR 100-1.190(1)(A)4. as drafted is not impermissively retroactive. However, it was removed in response to other concerns.

COMMENT #2: James Thornton, Brendan Fahey, Samuel Henderson, Dennis Scanlan, Andrew Mullins, Chris Chesley, Daphne Cook, Jim Thomas, Bryce, Nick Hall, Cal Freeman, Thane Kifer, Scott Wootton, Samantha Blum, Denise McCracken, David Brodsky, Reann Hines, Mike Lomuto, Toni Forge, Colleen Mairead Hughes, Mark Slaugh, Shansan Chambers, Eric Foster, and Dan Nelson expressed concerns that the prohibition of licensure in 19 CSR 100-1.190(1)(A)4. should not apply for minor technical errors or circumstances outside of the eligible individual's control.

RESPONSE AND EXPLANATION OF CHANGE: The language of the rule regarding denials and revocation only applies if that action was taken pursuant to violations of the ownership and operations requirement of Article XIV or this chapter. Therefore, minor technical errors or circumstances outside an individual's control do not prohibit licensure under this paragraph. Maintaining the integrity of the ownership and operation requirement in Article XIV is essential for a successful microbusiness program. However, to the extent the language as drafted extends consequences for noncompliance to individuals not responsible for that noncompliance, the department recognizes that concern. 19 CSR 100-1.190(1)(A)4. was removed.

COMMENT #3: In response to 19 CSR 100-1.190(1)(A)4., James Thornton, Nick Hall, Scott Wootton, and David Brodsky commented that they do not believe the department has authority to promulgate a rule banning eligible individuals from licensure unless they have a disqualifying felony offense.

RESPONSE AND EXPLANATION OF CHANGE: Article XIV, Section 2.4(1)(f), provides the department with authority to promulgate rules specific to the licensing, regulation, and oversight of marijuana microbusiness facilities. This includes determining who may obtain a license and what factors should be considered in license issuance. Additionally, Article XIV, Section 2.4(1)(a), provides the department with authority to impose any reasonable administrative penalty authorized by that section or any general law enacted or rule promulgated pursuant to that section. This includes imposing consequences for noncompliance with the constitution, statutes, or rules governing marijuana microbusiness facilities. However, 19 CSR 100-1.190(1)(A)4. was removed in response to other concerns.

COMMENT #4: In response to 19 CSR 100-1.190(1)(F), Zach Becker, James Thornton, Chris Chesley, Bryce, Nick Hall, Thane Kifer, Scott Wootton, Samantha Blum, David Brodsky, and Dan Nelson pointed out that the department had previously approved pre-lottery agreements for microbusinesses and is now changing its position by preventing pre-lottery agreements that people may have made in good faith.

RESPONSE AND EXPLANATION OF CHANGE: The department never approved all pre-lottery agreements for microbusinesses, and this provision does not create a ban on all pre-lottery agreements, either. Rather, this provision prohibits the types of agreements that the department discovered during the first two (2) rounds of microbusiness license applications that showed the eligible applicant did not own and operate the microbusiness license. The department revoked licenses subject to such agreements; it did not approve them. To help alleviate the concern that this provision would prohibit agreements made in the normal course of business, such as legitimate financing agreements, the department added the word "unduly" to modify the word "diminish" in the last sentence of this subsection. This clarification is sufficient when paired with the list of examples of agreements that would unduly diminish the controlling interests of eligible

individuals, which include arrangements that subject those majority owners to control of a board or any agreements with disproportionate or exploitative termination fees.

COMMENT #5: In response to 19 CSR 100-1.190(1)(F), Zach Becker, James Thornton, Brendan Fahey, Samuel Henderson, Chris Chesley, Daphne Cook, Jim Thomas, Bryce, Nick Hall, Cal, Thane Kifer, Scott Wootton, Samantha Blum, David Brodsky, Denise McCracken, and Dan Nelson expressed concern that the definition of majority owned and operated only applies at the time of application. This lack of clarity creates confusion for what is required for ownership and operation after a license is awarded. The lack of clear definition of majority owned and operated post-licensure could affect access to capital.

RESPONSE AND EXPLANATION OF CHANGE: The phrases "at the time of licensure" and "at licensure" were removed from the definition of majority owned and operated in 19 CSR 100-1.190(1)(F), and a clarifying sentence stating, "Microbusiness licenses must at all times be majority owned and operated by eligible individuals" was added to 19 CSR 100-1.190(1)(A).

COMMENT #6: Zach Becker, James Thornton, Samuel Henderson, Dennis Scanlan, Jim Mondl, Andrew Mullins, Jim Thomas, Bryce, Nick Hall, Cal, Thane Kifer, Scott Wootton, and David Brodsky expressed concern that the definition of majority owned and operated in 19 CSR 100-1.190(1)(F) prevents any non-qualifying owner from having any operational control in a microbusiness license.

RESPONSE AND EXPLANATION OF CHANGE: Language was added to 19 CSR 100-1.190(1)(F) clarifying that eligible individuals must have more than fifty percent (50%) of the power to order or direct the management, managers, and policies of the license, enter and exit agreements on behalf of the license, and otherwise make decisions for the license.

COMMENT #7: James Thornton, Samuel Henderson, Chris Chesley, Jim Thomas, Wendy Bronfein, Nick Hall, Cal, and David Brodsky requested more clarity on what constitutes diminishing control in the definition of majority owned and operated in 19 CSR 100-1.190(1)(F).

RESPONSE AND EXPLANATION OF CHANGE: The word "unduly" was added to modify the concept of diminishing control in 19 CSR 100-1.190(1)(F). This clarification is sufficient when paired with the list of examples of agreements that would unduly diminish the controlling interests of eligible individuals, which include arrangements that subject those majority owners to control of a board or any agreements with disproportionate or exploitative termination fees.

COMMENT #8: Thane Kifer, Scott Wootton, Chris Chesley, and Dan Nelson expressed support of the department's effort to prevent certain pre-lottery agreements in 19 CSR 100-1.190(1)(F).

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

COMMENT #9: James Thornton, Bryce, Jim Mondl, David Brodsky, and Scott Wootton expressed support for the majority of rule changes in 19 CSR 100-1.190.

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

COMMENT #10: James Thornton supports the department's goal of prohibiting predatory practices through its changes to 19 CSR 100-1.190.

RESPONSE: No changes have been made to the rule as a result

of this comment.

COMMENT #11: In response to 19 CSR 100-1.190(1)(F), Brendan Fahey expressed concern about succession planning, specifically the concept that the initial licensee may have to sell at a reduced price due to the limited number of eligible buyers. He suggests a possible solution to this concern would be adding a clause that requires licenses to be majority owned and operated by eligible individuals for only three (3) years after receiving approval to operate.

RESPONSE AND EXPLANATION OF CHANGE: Article XIV, section 2.4(13), requires the department to certify that previous microbusiness licenses were awarded to and are being operated by eligible applicants in good standing. Article XIV, section 2.4(14), requires the department to provide annual reports regarding compliance with microbusiness applicant criteria. There is no provision in Article XIV indicating the eligibility requirements for microbusinesses and the department's responsibility to confirm those requirements are met should ever expire. To clarify this expectation, 19 CSR 100-1.190(1)(A) was amended to add, "Microbusiness licenses must at all times be majority owned and operated by eligible individuals."

COMMENT #12: Dennis Scanlan expressed concerns that every limitation on ownership in 19 CSR 100-1.190(1)(F) limits a licensee's ability to attract qualified investors and consultants who will be willing to invest capital or time in the microbusiness venture, which, in turn, will negatively impact the licensee from being able to achieve success in the microbusiness community.

RESPONSE AND EXPLANATION OF CHANGE: The word "unduly" was added to the last sentence of the definition of majority owned and operated in 19 CSR 100-1.190(1)(F) to modify the phrase "diminish the controlling interests of the eligible individuals..." This clarification is sufficient when paired with the list of examples of agreements that would unduly diminish the controlling interests of eligible individuals, which include arrangements that subject those majority owners to control of a board or any agreements with disproportionate or exploitative termination fees. It is the constitution that sets the requirement that these licenses be majority owned and operated by eligible individuals.

COMMENT #13: Dennis Scanlan, Samantha Blum, David Brodsky, and Chris Chesley expressed appreciation that the department sought public input for multiple drafts of rule 19 CSR 100-1.190 and noted that the proposed rule amendments provide overall clarity for microbusiness licenses.

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

COMMENT #14: In response to 19 CSR 100-1.190(1)(A)4., Andrew Mullins requested that the rule distinguish between final denials and revocations that are not subject to review and those that are being challenged through the appeal process.

RESPONSE AND EXPLANATION OF CHANGE: The proposed change would conflict with normal department processes for every other denial or revocation as well as the established legal framework in Article XIV that denials and revocations are appealable but, absent a stay order, are effective for the duration of an appeal. However, 19 CSR 100-1.190(1)(A)4. was removed in response to other concerns.

COMMENT #15: Luke Colyer requested clarification on what constitutes majority in 19 CSR 100-1.190(1)(F), suggesting it

should be clearly identified as fifty percent (50%) or more of both membership interest and voting power.

RESPONSE AND EXPLANATION OF CHANGE: Language was added to 19 CSR 100-1.190(1)(F) to clarify that the fifty percent (50%) threshold applies to both voting power and 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.

COMMENT #16: Luke Colyer suggested that the prohibition in 19 CSR 100-1.190(1)(A)4. kills competition and requests a warning or a fine rather than a prohibition from participation. RESPONSE AND EXPLANATION OF CHANGE: 19 CSR 100-1.190(1)(A)4. was removed.

COMMENT #17: Wendy Bronfein supports the proposed definition of majority owned and operated in 19 CSR 100-1.190(1)(F), but suggests that as drafted it is likely to create unworkable compliance barriers. She suggests that rules that overcorrect to stop "bad actors" can inadvertently undermine the core outcome of awarded microbusiness licenses becoming open, compliant, and functioning businesses. Specifically, she stated that the authority to enter into and exit agreements on behalf of the license is often allocated through means that are designed for compliance rather than exploitation. She also suggests that banning arrangements that "subject majority owners to control of a board" is overly broad. Finally, she suggests that the phrase "cannot be subject to conditions that diminish controlling interests" is vague and invites inconsistent enforcement. She suggests four (4) possible solutions to these concerns: 1. Focus on majority equity and ultimate decision authority, not day-to-day mechanics; 2. Allow boards and investor rights but ban predatory terms; 3. Regulate "control" using clear tests; or 4. Use enforcement tools instead of preventive overreach.

RESPONSE AND EXPLANATION OF CHANGE: 19 CSR 100-1.190(1)(F) has been revised to clarify that eligible individuals must have more than fifty percent (50%) of the power to order or direct the management, managers, and policies of the license, enter and exit agreements on behalf of the license, and otherwise make decisions for the license. Additionally, the word "unduly" was added to modify the concept of diminished controlling interests of the eligible individuals. This clarification is sufficient when paired with the list of examples of agreements that would unduly diminish the controlling interests of eligible individuals, which include arrangements that subject those majority owners to control of a board or any agreements with disproportionate or exploitative termination fees.

COMMENT #18: Alexis raises three (3) general concerns, suggesting that the regulations are too restrictive yet do not slow down monopolistic behavior. Alexis states the three (3) problems that need real attention are reciprocal spend, inversion, and the potential monopoly of a licensee group.

RESPONSE: This rule is not the appropriate location to address the issues raised in this comment, as the concerns span beyond just microbusinesses and are unrelated to the amendment being made. No changes to the rule have been made as a result of this comment.

COMMENT #19: John Payne suggests that 19 CSR 100-1.190(1)(A)4. is overly broad and could prohibit ownership by parties who were not involved in any non-compliant behavior. The terms "agents" and "representatives" could apply to people who have no control or perhaps even knowledge of the managerial

decisions of the licensed entity. He recommends addressing the problem by striking “agents” and “representatives” in favor of “facility-wide managers” and “board members.”

RESPONSE AND EXPLANATION OF CHANGE: To the extent the language as drafted extends consequences for noncompliance to individuals not responsible for that noncompliance, the department recognizes that concern. 19 CSR 100-1.190(1)(A)4. was removed.

COMMENT #20: Denise McCracken requests that the provision in 19 CSR 100-1.190(1)(A)4. be struck in its entirety because it penalizes an overly broad and ambiguous category of people based on a presumption of categorical non-compliance with an ambiguous subset of Article XIV or DCR regulations and no evidence of individual culpability. Any prohibition should require the same explicit standard for both microbusiness and comprehensive licensees, so a prohibitive regulation should be moved to 19 CSR 100-1.060, which is concurrently open, so that it applies to all facilities.

RESPONSE AND EXPLANATION OF CHANGE: To the extent the language as drafted extends consequences for noncompliance to individuals not responsible for that noncompliance, the department recognizes that concern. 19 CSR 100-1.190(1)(A)4. was removed. The department will work with stakeholders in future amendments to ensure consequences for noncompliance apply equally, where applicable, to all license types.

COMMENT #21: Denise McCracken notes that the definition of majority owned and operated in 19 CSR 100-1.190(1)(F) is inconsistent with 19 CSR 100-1.060(3)(F)4., because the definition specifies only at time of licensure while the attestation in 19 CSR 100-1.060 suggests an ongoing requirement.

RESPONSE AND EXPLANATION OF CHANGE: The limitations of “at the time of licensure” and “at licensure” were removed from the definition of majority owned and operated in 19 CSR 100-1.190(1)(F).

COMMENT #22: David Brodsky requests that 19 CSR 100-1.100(2)(C) and 19 CSR 100-1.100(3)(B) be revised in light of the changes proposed to this rule.

RESPONSE: No amendment to 19 CSR 100-1.100 has been filed at this time. No changes have been made to the rule as a result of this comment.

COMMENT #23: Reann Hines, Mike Lomuto, Toni Forge, Colleen Mairead Hughes, Mark Slaugh, Shansan Chambers, and Eric Foster appreciate the department’s effort to seek input on rule amendments and appreciate that the department incorporated feedback from stakeholders, specifically with the inclusion of technical assistance requirements and protections against predatory practices in 19 CSR 100-1.190(1)(A)4., (1)(F), (1)(G), and (1)(H). They state this shows the department’s commitment to ensuring eligible individuals have meaningful ownership and operational control while receiving the education, business guidance, and operational support necessary for long-term success.

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

COMMENT #24: Reann Hines, Mike Lomuto, Toni Forge, Colleen Mairead Hughes, Mark Slaugh, Shansan Chambers, and Eric Foster recommend that proposed rule 19 CSR 100-1.190(1)(A)4. explicitly recognize that denials or revocations resulting from predatory agreements, administrative errors, or

circumstances beyond the eligible individual’s control should not automatically trigger restriction.

RESPONSE AND EXPLANATION OF CHANGE: To the extent the language as drafted extends consequences for noncompliance to individuals not responsible for that noncompliance, the department recognizes that concern. 19 CSR 100-1.190(1)(A)4. was removed.

COMMENT #25: Reann Hines, Mike Lomuto, Toni Forge, Colleen Mairead Hughes, Mark Slaugh, Shansan Chambers, and Eric Foster recommend clarifying in 19 CSR 100-1.190(1)(F) that eligible individuals must retain practical authority to manage day-to-day operations, enter into or terminate agreements, and make operational and financial decisions without interference from non-eligible parties, including arrangements that impose disproportionate termination fees or diminish controlling interests.

RESPONSE AND EXPLANATION OF CHANGE: Changes have been made to 19 CSR 100-1.190(1)(F) to clarify that eligible individuals with majority ownership must collectively both hold more than fifty percent (50%) of voting power and have more than fifty percent (50%) of the power to order or direct management, managers, and policies of the license, etc. Limitations to the time of licensure were removed, and language was added to clarify that majority ownership cannot be subject to conditions that unduly diminish the controlling interests of the eligible individuals.

COMMENT #26: Reann Hines, Mike Lomuto, Toni Forge, Colleen Mairead Hughes, Mark Slaugh, Shansan Chambers, and Eric Foster request that the pre-application technical assistance program in 19 CSR 100-1.190(1)(G) ensure that applicants understand ownership responsibilities, regulatory requirements, and potential predatory practices. They also suggest the department establish a Missouri Microbusiness Development Fund to provide grants, loans, and operational support to microbusinesses.

RESPONSE: The goal of the pre-application training specified in rule is to ensure that applicants understand ownership responsibilities, regulatory requirements, and potential predatory practices, as discussed in 19 CSR 100-1.190(1)(G)1.A., B., and D. The request for a Missouri Microbusiness Development Fund is beyond the scope of these rule amendments and cannot be added at this time. The department will consider this for future rulemaking.

COMMENT #27: Reann Hines, Mike Lomuto, Toni Forge, Colleen Mairead Hughes, Mark Slaugh, Shansan Chambers, and Eric Foster request that the post-award technical assistance program in 19 CSR 100-1.190(1)(H) support ongoing operational control and business management by including guidance on entrepreneurship and financial management. Post-award training should be provided at no cost, and an increase in application fees could be used, in part, to fund technical assistance programs.

RESPONSE: The post-award training as written in rule is subject to change as determined by the department. Therefore, guidance on entrepreneurship and financial management may be included in the post-award training without need to further amend the rule. The department does not anticipate any costs associated with the post-award training. No changes have been made to the rule as a result of this comment.

COMMENT #28: In response to 19 CSR 100-1.190(1)(F), Zach Becker, James Thornton, Brendan Fahey, Samuel Henderson, Chris Chesley, Daphne Cook, Jim Thomas, Bryce, Nick Hall, Cal,

Thane Kifer, Scott Wootton, Samantha Blum, David Brodsky, Denise McCracken, and Dan Nelson expressed concern that the definition of majority owned and operated prevents ownership exit or succession plans.

RESPONSE AND EXPLANATION OF CHANGE: Language was added to 19 CSR 100-1.190(1)(C) to address inheritance and succession plans for family members of the eligible individuals.

COMMENT #29: The Joint Committee on Administrative Rules suggested removing 19 CSR 100-1.190(1)(A)3., requiring the designated contact to be an eligible individual.

RESPONSE AND EXPLANATION OF CHANGE: 19 CSR 100-1.190(1)(A)3. was removed so that the requirement only applies at the time of application, which allows for efficient and effective verification that the license is owned and operated by eligible individuals.

COMMENT #30: The Joint Committee on Administrative Rules suggested either removing 19 CSR 100-1.190(1)(A)4. entirely or revising the language to allow for denial of an application if any owner or individual with a voting or ownership interest in that microbusiness has, after the effective date of the rule, committed a violation of this chapter or Article XIV which has been fully adjudicated and which led to the previous license associated with that individual being denied, revoked, or otherwise limited.

RESPONSE AND EXPLANATION OF CHANGE: 19 CSR 100-1.190(1)(A)4. was removed. The department will work with stakeholders in future amendments to better address the concern this provision was attempting to address.

COMMENT #31: The Joint Committee on Administrative Rules suggested deleting the phrase “predatory business practices” in 19 CSR 100-1.190(1)(G)1.A. and 19 CSR 100-1.190(1)(H)1.A. and replacing with “unconscionable business practices,” as “unconscionable” is defined in law.

RESPONSE AND EXPLANATION OF CHANGE: The proposed changes were made to 19 CSR 100-1.190(1)(G)1.A. and 19 CSR 100-1.190(1)(H)1.A.

### 19 CSR 100-1.190 Microbusinesses

(1) Criteria to apply for, own, and operate a microbusiness 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 (1) 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.

(C) Once an individual is deemed eligible for qualifying majority ownership of a licensed microbusiness facility under this rule, such eligibility shall be perpetual and unaffected by subsequent change in circumstances. The eligibility status will extend to the eligible individual’s descendants, spouse, siblings, or other relations approved by the department

in the event that ownership in microbusiness facility is transferred by the eligible individual through will, trust, non-probate transfer, gift, or other estate planning instrument. An individual may subsequently be deemed ineligible if the 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 must also collectively hold more than fifty percent (50%) of voting power in the licensed entity and have more than fifty percent (50%) of 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 cannot be subject to conditions that unduly 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 (1) 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. Unconscionable 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. Unconscionable 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.

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 an editable electronic file manuscript by email to [adrules.dissolutions@sos.mo.gov](mailto:adrules.dissolutions@sos.mo.gov).

**NOTICE OF DISSOLUTION TO ALL CREDITORS OF AND CLAIMS AGAINST JUBILEE PROPERTY MANAGEMENT, LLC**

On March 2, 2026, Jubilee Property Management, LLC, a Missouri limited liability company, filed its Articles of Dissolution with the Missouri Secretary of State. You are hereby notified that if you believe you have a claim against Jubilee Property Management, LLC, you must submit a summary in writing of the circumstances surrounding your claim to –

Jubilee Property Management, LLC  
ATTN: Frank Agovino  
4231 N. Grand Blvd.  
Saint Louis, MO 63107

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; and
- 4) A brief description of the nature of the debt or the basis for the claim.

All claims against Jubilee Property Management, 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 OF AND CLAIMANTS AGAINST MULTI-EARS, LLC**

Multi-Ears, LLC, a Missouri limited liability company, filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State on March 4, 2026. Any and all claims against Multi-Ears, LLC, may be sent to –

A. Fuller Glaser Jr.  
c/o Sandberg, Phoenix & von Gontard, P.C.  
701 Market St. Suite 600  
Saint Louis, MO 63101

Each claim must include –

- 1) The name, address, and telephone number of the claimant;
- 2) The amount of the claim;
- 3) The basis for the claim; and
- 4) The documentation of the claim.

A claim against Multi-Ears, LLC, will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

**NOTICE OF WINDING UP TO ALL CREDITORS OF AND CLAIMANTS AGAINST LAZY ACRES ADULT COMMUNITY, LLC**

On March 2, 2026, Lazy Acres Adult Community, LLC, a Missouri limited liability company (the Company) filed a Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State. Any claims against the Company should be submitted to –

Daniel J. Haus  
7926 E. 171st Street, Ste 106  
Belton, MO 64012

Each claim must include –

- 1) The name, address, and telephone number of the claimant;
- 2) Amount and nature of the claim;
- 3) Date upon which the claim arose; and
- 4) Any claim documentation.

All claims against Lazy Acres Adult Community, LLC, will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

**NOTICE OF DISSOLUTION TO ALL CREDITORS AND CLAIMANTS AGAINST PRODUCT4, INC.**

On February 16, 2026, PRODUCT4, Inc., filed its Articles of Dissolution with the Missouri Secretary of State. You are hereby notified that if you believe you have a claim against PRODUCT4, Inc., you must submit a summary in writing of the circumstances surrounding your claim to the said PRODUCT4, Inc., at the following address:

PRODUCT4, Inc.  
Attn: Corporate Administrator  
12645 Olive Boulevard Suite 230  
Saint Louis, MO 63141

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; and
- 4) A brief description of the nature of the debt or the basis for the claim.

All claims against PRODUCT4, 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 DISSOLUTION TO ALL CREDITORS AND CLAIMANTS AGAINST MOSKOWITZ & COMPANY, INC**

On February 16, 2026, Moskowitz & Company, Inc., filed its Articles of Dissolution with the Missouri Secretary of State. You are hereby notified that if you believe you have a claim against Moskowitz & Company, Inc., you must submit a summary in writing of the circumstances surrounding your claim to the said Moskowitz & Company, Inc., at the following address:

Moskowitz & Company, INC.  
Attn: Corporate Administrator  
12645 Olive Boulevard  
Suite 230  
Saint Louis, MO 63141

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; and
- 4) A brief description of the nature of the debt or the basis for the claim.

All claims against Moskowitz & Company, Inc., 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 OF AND CLAIMANTS AGAINST SY COLUMBIA SQUARE STC INVESTORS, LP**

On 02/04/2026, Sy Columbia Square STC Investors, LP, filed a Certificate of Cancellation with the Missouri Secretary of State. All claims against the partnership should be sent in writing by mail to –

Stacey Cohn Bright  
7920 Ward Parkway, Suite 205  
Kansas City, MO 64114

Each claim should include –

- 1) The name, address, and phone number of the claimant;
- 2) The claim amount;
- 3) The basis of the claim;
- 4) The date the claim arose; and
- 5) Any documentation of the claim.

Claims against the partnership will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication this notice.

**NOTICE OF DISSOLUTION TO ALL CREDITORS OF AND CLAIMS AGAINST EVANTIGROUP, LLC**

On February 11, 2026, Evantigroup, LLC, a Missouri limited liability company filed its Notice of Winding Up with the Missouri Secretary of State. You are hereby notified that if you believe you have a claim against Evantigroup, LLC, you must submit a summary in writing of the circumstances surrounding your claim to –

UB Greensfelder LLP  
Attn: Kelsey McGonigle  
10 S Broadway, Suite 2000  
St. Louis, MO 63102

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; and
- 4) A brief description of the nature of the debt or the basis for the claim.

NOTICE: Pursuant to section 347.141 RSMo, any claims against the Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication date 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 – 50 (2025) and 51 (2026). 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.

<b>RULE NUMBER</b>	<b>AGENCY</b>	<b>EMERGENCY</b>	<b>PROPOSED</b>	<b>ORDER</b>	<b>IN ADDITION</b>
<b>OFFICE OF ADMINISTRATION</b>					
1 CSR	Notice of Periodic Rule Review				50 MoReg 960
1 CSR 10	State Officials' Salary Compensation Schedule				51 MoReg 371
<b>DEPARTMENT OF AGRICULTURE</b>					
2 CSR	Notice of Periodic Rule Review				50 MoReg 960
2 CSR 30-10.010	Animal Health	51 MoReg 187	51 MoReg 191		
2 CSR 60-5.020	Grain Inspection and Warehousing		51 MoReg 300		
2 CSR 80-5.010	State Milk Board		50 MoReg 1631	This Issue	
2 CSR 80-6.055	State Milk Board		50 MoReg 1746	This Issue	
2 CSR 90	Weights, Measures and Consumer Protection				50 MoReg 718
2 CSR 90-10.011	Weights, Measures and Consumer Protection		51 MoReg 300		
2 CSR 90-10.012	Weights, Measures and Consumer Protection		51 MoReg 301		
2 CSR 90-10.140	Weights, Measures and Consumer Protection		51 MoReg 301		
<b>DEPARTMENT OF CONSERVATION</b>					
3 CSR	Notice of Periodic Rule Review				50 MoReg 960
3 CSR 10-4.111	Conservation Commission		50 MoReg 1631	51 MoReg 408	
3 CSR 10-4.200	Conservation Commission		51 MoReg 60R 51 MoReg 60		
3 CSR 10-5.215	Conservation Commission		51 MoReg 395		
3 CSR 10-6.505	Conservation Commission		50 MoReg 1632	51 MoReg 408	
3 CSR 10-6.540	Conservation Commission		50 MoReg 1632	51 MoReg 408	
3 CSR 10-7.405	Conservation Commission		51 MoReg 395		
3 CSR 10-7.410	Conservation Commission		51 MoReg 61		
3 CSR 10-7.431	Conservation Commission		51 MoReg 61		
3 CSR 10-7.432	Conservation Commission		51 MoReg 62		
3 CSR 10-7.433	Conservation Commission		51 MoReg 62		
3 CSR 10-7.435	Conservation Commission		51 MoReg 63R		
3 CSR 10-7.439	Conservation Commission		51 MoReg 63		
3 CSR 10-7.450	Conservation Commission		51 MoReg 63		
3 CSR 10-7.455	Conservation Commission				
3 CSR 10-9.360	Conservation Commission		50 MoReg 1632	51 MoReg 409	
3 CSR 10-9.565	Conservation Commission		50 MoReg 1747	51 MoReg 409	
3 CSR 10-11.115	Conservation Commission		51 MoReg 396		
3 CSR 10-11.125	Conservation Commission		50 MoReg 1633	51 MoReg 409	
3 CSR 10-11.155	Conservation Commission		50 MoReg 1634	51 MoReg 409	
3 CSR 10-11.180	Conservation Commission		50 MoReg 1636	51 MoReg 410	
3 CSR 10-11.186	Conservation Commission		51 MoReg 396		
3 CSR 10-12.110	Conservation Commission		50 MoReg 1636 51 MoReg 442	51 MoReg 410	
3 CSR 10-12.115	Conservation Commission		50 MoReg 1637	51 MoReg 410	
3 CSR 10-12.125	Conservation Commission		50 MoReg 1638	51 MoReg 410	
3 CSR 10-12.130	Conservation Commission		51 MoReg 397		
3 CSR 10-12.135	Conservation Commission		50 MoReg 1639	51 MoReg 410	
3 CSR 10-12.140	Conservation Commission		50 MoReg 1639	51 MoReg 411	
3 CSR 10-12.145	Conservation Commission		50 MoReg 1639	51 MoReg 411	
<b>DEPARTMENT OF ECONOMIC DEVELOPMENT</b>					
4 CSR	Notice of Periodic Rule Review				50 MoReg 960
<b>DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION</b>					
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 51 MoReg 343	51 MoReg 315	
5 CSR 20-400.540	Division of Learning Services		51 MoReg 7		
5 CSR 20-400.560	Division of Learning Services		50 MoReg 1749	This Issue	
5 CSR 20-500.140	Division of Learning Services		51 MoReg 64		
5 CSR 20-500.370	Division of Learning Services		51 MoReg 64		
<b>DEPARTMENT OF HIGHER EDUCATION AND WORKFORCE DEVELOPMENT</b>					
6 CSR	Notice of Periodic Rule Review				50 MoReg 960
6 CSR 10-2.220	Commissioner of Education		51 MoReg 67		
6 CSR 10-5.010	Commissioner of Education		51 MoReg 71		
<b>MISSOURI DEPARTMENT OF TRANSPORTATION</b>					
7 CSR 10-10.010	Missouri Highways and Transportation Commission		51 MoReg 397		
7 CSR 10-10.020	Missouri Highways and Transportation Commission		51 MoReg 399		
7 CSR 10-10.030	Missouri Highways and Transportation Commission		51 MoReg 399R		
7 CSR 10-10.040	Missouri Highways and Transportation Commission		51 MoReg 399R		

RULE NUMBER	AGENCY	EMERGENCY	PROPOSED	ORDER	IN ADDITION
7 CSR 10-10.050	Missouri Highways and Transportation Commission		51 MoReg 400R		
7 CSR 10-10.060	Missouri Highways and Transportation Commission		51 MoReg 400R		
7 CSR 10-10.070	Missouri Highways and Transportation Commission		51 MoReg 400R		
7 CSR 10-10.080	Missouri Highways and Transportation Commission		51 MoReg 401R		
7 CSR 10-10.090	Missouri Highways and Transportation Commission		51 MoReg 401		
7 CSR 10-11.020	Missouri Highways and Transportation Commission		50 MoReg 1814		
<b>DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS</b>					
<b>DEPARTMENT OF MENTAL HEALTH</b>					
9 CSR 30-3.132	Certification Standards		50 MoReg 1318	51 MoReg 213	
9 CSR 30-6.010	Certification Standards		50 MoReg 1640	51 MoReg 411	
<b>DEPARTMENT OF NATURAL RESOURCES</b>					
10 CSR 10-6.025	Air Conservation Commission		50 MoReg 1814		
10 CSR 10-6.060	Air Conservation Commission		50 MoReg 1817		
10 CSR 10-6.062	Air Conservation Commission		50 MoReg 1822		
10 CSR 10-6.065	Air Conservation Commission		50 MoReg 1823		
10 CSR 10-6.070	Air Conservation Commission		This Issue		
10 CSR 10-6.075	Air Conservation Commission		This Issue		
10 CSR 10-6.080	Air Conservation Commission		This Issue		
10 CSR 10-6.110	Air Conservation Commission		50 MoReg 1831		
10 CSR 10-6.241	Air Conservation Commission		50 MoReg 1834		
10 CSR 10-6.250	Air Conservation Commission		50 MoReg 1836		
10 CSR 10-6.255	Air Conservation Commission		50 MoReg 1838		
10 CSR 20-6.010	Clean Water Commission		51 MoReg 12		
10 CSR 23-2.010	Well Installation		51 MoReg 302		51 MoReg 370
10 CSR 25-7	Hazardous Waste Management Commission				50 MoReg 718
<b>DEPARTMENT OF PUBLIC SAFETY</b>					
11 CSR 70-2.080	Division of Alcohol and Tobacco Control		51 MoReg 20		
11 CSR 70-2.100	Division of Alcohol and Tobacco Control	51 MoReg 5	51 MoReg 21		
<b>DEPARTMENT OF REVENUE</b>					
12 CSR 10-2.010	Director of Revenue		50 MoReg 1839	51 MoReg 411	
12 CSR 10-2.015	Director of Revenue		50 MoReg 1752	51 MoReg 356	
12 CSR 10-2.045	Director of Revenue		50 MoReg 1753	51 MoReg 356	
12 CSR 10-23.350	Director of Revenue		51 MoReg 23R	51 MoReg 474R	
12 CSR 10-26.230	Director of Revenue	51 MoReg 393	51 MoReg 401		
12 CSR 10-26.231	Director of Revenue	51 MoReg 394	51 MoReg 402		
12 CSR 10-41.010	Director of Revenue	50 MoReg 1743	50 MoReg 1761	51 MoReg 356	
12 CSR 10-102.016	Director of Revenue		50 MoReg 1648	51 MoReg 411	
12 CSR 10-103.381	Director of Revenue		50 MoReg 1648R	51 MoReg 356R	
12 CSR 10-110.201	Director of Revenue		50 MoReg 1649R	51 MoReg 357R	
12 CSR 10-110.601	Director of Revenue		50 MoReg 1649	51 MoReg 474	
12 CSR 10-110.621	Director of Revenue		50 MoReg 1650R	51 MoReg 357R	
12 CSR 10-110.900	Director of Revenue		50 MoReg 1651	51 MoReg 357	
12 CSR 10-110.990	Director of Revenue		50 MoReg 1653	51 MoReg 474	
12 CSR 10-111.060	Director of Revenue		50 MoReg 1654	51 MoReg 357	
12 CSR 10-111.061	Director of Revenue		50 MoReg 1654	51 MoReg 358R	
12 CSR 10-112.300	Director of Revenue		50 MoReg 1343	51 MoReg 157	
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13 CSR 35-34.080	Children's Division	50 MoReg 1619R	50 MoReg 1655R	51 MoReg 358R	
13 CSR 35-35.130	Children's Division		This Issue		
13 CSR 35-60.010	Children's Division	50 MoReg 1619	50 MoReg 1655	51 MoReg 358	
13 CSR 40-91.020	Children's Division		50 MoReg 1656	51 MoReg 412	
13 CSR 70-2.100	MO HealthNet Division		51 MoReg 192		
13 CSR 70-4.120	MO HealthNet Division		51 MoReg 442		
13 CSR 70-6.020	MO HealthNet Division		51 MoReg 193		
13 CSR 70-10.020	MO HealthNet Division		51 MoReg 23		
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13 CSR 70-10.110	MO HealthNet Division	50 MoReg 1036	50 MoReg 1289	51 MoReg 213	
13 CSR 70-15.010	MO HealthNet Division	50 MoReg 1036	51 MoReg 444		
13 CSR 70-15.020	MO HealthNet Division		This Issue		
13 CSR 70-15.030	MO HealthNet Division		51 MoReg 457		
13 CSR 70-15.070	MO HealthNet Division	51 MoReg 187	51 MoReg 197		
13 CSR 70-15.230	MO HealthNet Division		50 MoReg 1344	51 MoReg 316	
13 CSR 70-25.110	MO HealthNet Division		51 MoReg 197		
13 CSR 70-94.030	MO HealthNet Division		51 MoReg 457		
13 CSR 70-98.015	MO HealthNet Division		51 MoReg 198		
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16 CSR 10-3.010	The Public School Retirement System of Missouri		51 MoReg 343		
16 CSR 10-4.005	The Public School Retirement System of Missouri		51 MoReg 344		
16 CSR 10-4.014	The Public School Retirement System of Missouri		51 MoReg 344		

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16 CSR 10-5.010	The Public School Retirement System of Missouri		51 MoReg 346		
16 CSR 10-5.020	The Public School Retirement System of Missouri		51 MoReg 346		
16 CSR 10-5.040	The Public School Retirement System of Missouri		51 MoReg 347		
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16 CSR 10-6.010	The Public School Retirement System of Missouri		51 MoReg 348		
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16 CSR 10-6.050	The Public School Retirement System of Missouri		51 MoReg 351R		
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16 CSR 50-10.050	The County Employees' Retirement Fund		50 MoReg 1667	51 MoReg 414	
16 CSR 50-10.070	The County Employees' Retirement Fund		50 MoReg 1668	51 MoReg 414	
16 CSR 50-20.020	The County Employees' Retirement Fund		50 MoReg 1668	51 MoReg 414	
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19 CSR 20-80.010	Division of Community and Public Health		50 MoReg 1761R	51 MoReg 475R	
19 CSR 25-32.010	Missouri State Public Health Laboratory		50 MoReg 1762R	This Issue R	
19 CSR 30-1.002	Division of Regulation and Licensure	50 MoReg 1620	50 MoReg 1671	51 MoReg 415	
19 CSR 30-82.060	Division of Regulation and Licensure		50 MoReg 1347	51 MoReg 359	
19 CSR 30-86.042	Division of Regulation and Licensure		51 MoReg 353		
19 CSR 30-86.047	Division of Regulation and Licensure		50 MoReg 1762	51 MoReg 475	
19 CSR 30-100.020	Division of Regulation and Licensure		51 MoReg 79		
19 CSR 60-50	Missouri Health Facilities Review Committee				51 MoReg 317
19 CSR 60-50.300	Missouri Health Facilities Review Committee		50 MoReg 1348	51 MoReg 359	
19 CSR 60-50.400	Missouri Health Facilities Review Committee		50 MoReg 1349	51 MoReg 360	
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19 CSR 60-50.420	Missouri Health Facilities Review Committee		50 MoReg 1356	51 MoReg 363Wd	
19 CSR 60-50.430	Missouri Health Facilities Review Committee		50 MoReg 1357	51 MoReg 363	
19 CSR 60-50.450	Missouri Health Facilities Review Committee		50 MoReg 1361	51 MoReg 367	
19 CSR 60-50.470	Missouri Health Facilities Review Committee		50 MoReg 1361	51 MoReg 367	
19 CSR 60-50.500	Missouri Health Facilities Review Committee		50 MoReg 1362	51 MoReg 367	
19 CSR 60-50.700	Missouri Health Facilities Review Committee		50 MoReg 1362	51 MoReg 367Wd	
19 CSR 60-50.800	Missouri Health Facilities Review Committee		50 MoReg 1363	51 MoReg 367	
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19 CSR 100-1.190	Division of Cannabis Regulation		50 MoReg 1848	This Issue	
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20 CSR	Applied Behavior Analysis Maximum Benefit				51 MoReg 317
20 CSR	Construction Claims Binding Arbitration Cap				51 MoReg 317
20 CSR	Non-Economic Damages in Medical Malpractice Cap				51 MoReg 317
20 CSR	Sovereign Immunity Limits				51 MoReg 215
20 CSR	State Legal Expense Fund Cap				51 MoReg 317
20 CSR 100-8.040	Insurer Conduct		50 MoReg 1542	51 MoReg 368	
20 CSR 200-4.010	Insurance Solvency and Company Regulation		50 MoReg 1542	51 MoReg 368	
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20 CSR 500-4.300	Property and Casualty		51 MoReg 85		
20 CSR 2030-6.015	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors and Professional Landscape Architects		51 MoReg 403		
20 CSR 2030-13.010	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors and Professional Landscape Architects		51 MoReg 406		
20 CSR 2063-1.015	Behavior Analyst Advisory Board		51 MoReg 459		
20 CSR 2063-2.005	Behavior Analyst Advisory Board		51 MoReg 461		
20 CSR 2070-2.080	State Board of Chiropractic Examiners		51 MoReg 85		
20 CSR 2110-2.120	Missouri Dental Board		51 MoReg 406		
20 CSR 2110-2.130	Missouri Dental Board		51 MoReg 406		
20 CSR 2117-2.080	Office of Statewide Electrical Contractors		50 MoReg 1849R	51 MoReg 476R	
20 CSR 2120-1.040	State Board of Embalmers and Funeral Directors		51 MoReg 198		
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20 CSR 2120-2.031	State Board of Embalmers and Funeral Directors		51 MoReg 204		
20 CSR 2120-2.040	State Board of Embalmers and Funeral Directors		51 MoReg 204		
20 CSR 2120-2.060	State Board of Embalmers and Funeral Directors		51 MoReg 205R		
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20 CSR 2120-2.130	State Board of Embalmers and Funeral Directors		51 MoReg 210		
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20 CSR 2120-3.505	State Board of Embalmers and Funeral Directors		51 MoReg 211		
20 CSR 2145-1.040	Missouri Board of Geologist Registration		51 MoReg 464		
20 CSR 2150-2.125	State Board of Registration for the Healing Arts		50 MoReg 1849		
20 CSR 2205-1.050	Missouri Board of Occupational Therapy		51 MoReg 466		
20 CSR 2220-2.197	State Board of Pharmacy		51 MoReg 469		
20 CSR 2220-2.200	State Board of Pharmacy		51 MoReg 86		
20 CSR 2220-2.500	State Board of Pharmacy		51 MoReg 114		
20 CSR 2232-1.040	Missouri State Committee of Interpreters		51 MoReg 469		
20 CSR 2233-2.010	State Committee of Martial and Family Therapists		51 MoReg 310		
20 CSR 2233-2.020	State Committee of Martial and Family Therapists		51 MoReg 310		
20 CSR 2233-2.021	State Committee of Martial and Family Therapists		51 MoReg 311		
20 CSR 2233-2.040	State Committee of Martial and Family Therapists		51 MoReg 311		
20 CSR 2234-3.040	Board of Private Investigator and Private Fire Investigator Examiners		51 MoReg 354		
20 CSR 2235-1.020	State Committee of Psychologists		51 MoReg 472		
20 CSR 2245-3.005	Real Estate Appraisers		50 MoReg 1763	51 MoReg 415	
20 CSR 2245-8.010	Real Estate Appraisers		50 MoReg 1679	51 MoReg 368	
20 CSR 2245-8.030	Real Estate Appraisers		50 MoReg 1680	51 MoReg 369	
20 CSR 2263-2.030	Real Estate Appraisers		51 MoReg 354		
20 CSR 2263-2.082	Real Estate Appraisers		51 MoReg 355		
20 CSR 4240-10.035	Public Service Commission		50 MoReg 1370	51 MoReg 415	
20 CSR 4240-10.165	Public Service Commission		50 MoReg 1376	51 MoReg 418	
20 CSR 4240-10.195	Public Service Commission		50 MoReg 1765		
20 CSR 4240-13.055	Public Service Commission		50 MoReg 1376	51 MoReg 213	
20 CSR 4240-23.040	Public Service Commission		51 MoReg 312		
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22 CSR 10-2.053	Health Care Plan	50 MoReg 1801	50 MoReg 1850	51 MoReg 476	
22 CSR 10-2.075	Health Care Plan	50 MoReg 1802	50 MoReg 1850	51 MoReg 476	
22 CSR 10-2.089	Health Care Plan	50 MoReg 1804	50 MoReg 1852	51 MoReg 477	
22 CSR 10-2.090	Health Care Plan	50 MoReg 1804	50 MoReg 1853	51 MoReg 477	
22 CSR 10-3.055	Health Care Plan	50 MoReg 1806	50 MoReg 1854	51 MoReg 477	
22 CSR 10-3.075	Health Care Plan	50 MoReg 1807	50 MoReg 1854	51 MoReg 477	
22 CSR 10-3.090	Health Care Plan	50 MoReg 1809	50 MoReg 1856	51 MoReg 477	
<b>MISSOURI DEPARTMENT OF THE NATIONAL GUARD</b>					
23 CSR 10-3.015	National Guard		50 MoReg 1767	51 MoReg 478	

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AGENCY	PUBLICATION	EFFECTIVE	EXPIRATION
<b>Department of Agriculture</b>			
2 CSR 30-10.010	Inspection of Meat and Poultry . . . . .	.51 MoReg 187 . . . . .	Jan. 8, 2026 . . . . . July 6, 2026
<b>Department of Public Safety</b>			
Division of Alcohol and Tobacco Control			
11 CSR 70-2.100	Report of Brewers, Beer Manufacturers, Solicitors, and Beer Wholesalers . . . . .	.51 MoReg 5 . . . . .	Dec. 5, 2025 . . . . . June 2, 2026
<b>Department of Revenue</b>			
Director of Revenue			
12 CSR 10-26.230	Dealer Administrative Fees and System Modernization . . . . .	.51 MoReg 393 . . . . .	Feb. 20, 2026 . . . . . Aug. 18, 2026
12 CSR 10-26.231	Maximum Dealer Administrative Fees . . . . .	.51 MoReg 394 . . . . .	Feb. 20, 2026 . . . . . Aug. 18, 2026
12 CSR 10-41.010	Annual Adjusted Rate of Interest . . . . .	.50 MoReg 1743 . . . . .	Jan 1, 2026 . . . . . June 29, 2026
<b>Department of Social Services</b>			
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
MO HealthNet Division			
113 CSR 70-15.070	Inpatient Psychiatric Services for Individuals Under Age Twenty-One . . . . .	.51 MoReg 187 . . . . .	Dec. 31, 2025 . . . . . June 28, 2026
<b>Department of Health and Senior Services</b>			
Division of Regulation and Licensure			
19 CSR 30-1.002	Schedules of Controlled Substances . . . . .	.50 MoReg 1620 . . . . .	Oct. 29, 2025 . . . . . April 26, 2026
<b>Missouri Consolidated Health Care Plan</b>			
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22 CSR 10-2.053	Health Savings Account Plan Benefit Provisions and Covered Charges . . . . .	.50 MoReg 1801 . . . . .	Jan. 1, 2026 . . . . . June 29, 2026
22 CSR 10-2.075	Review and Appeals Procedure . . . . .	.50 MoReg 1802 . . . . .	Jan. 1, 2026 . . . . . June 29, 2026
22 CSR 10-2.089	Pharmacy Employer Group Waiver Plan for Medicare Primary Members . . . . .	.50 MoReg 1804 . . . . .	Jan. 1, 2026 . . . . . June 29, 2026
22 CSR 10-2.090	Pharmacy Benefit Summary . . . . .	.50 MoReg 1804 . . . . .	Jan. 1, 2026 . . . . . June 29, 2026
22 CSR 10-3.055	Health Savings Account Plan Benefit Provisions and Covered Charges . . . . .	.50 MoReg 1806 . . . . .	Jan. 1, 2026 . . . . . June 29, 2026
22 CSR 10-3.075	Review and Appeals Procedure . . . . .	.50 MoReg 1807 . . . . .	Jan. 1, 2026 . . . . . June 29, 2026
22 CSR 10-3.090	Pharmacy Benefit Summary . . . . .	.50 MoReg 1809 . . . . .	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
<b>2026</b>			
26-10	Extends Executive Order 26-07 until April 30, 2026	March 31, 2026	Next Issue
26-09	Extends Executive Order 25-34 until September 1, 2026	March 31, 2026	Next Issue
26-08	Declares a State of Emergency and directs the Missouri State Emergency Operations Plan be activated in response to the ongoing and forecasted severe storm systems	March 5, 2026	This Issue
26-07	Extends Executive Order 26-06 until March 31, 2026	February 27, 2026	51 MoReg 441
26-06	Extends Executive Order 25-38 until February 28, 2026	January 30, 2026	51 MoReg 342
26-05	Declares a State of Emergency and directs the Missouri State Emergency Operations Plan be activated. The Adjutant General is ordered to call into active service any state militia deemed necessary to support civilian authorities in response to the ongoing and forecasted severe winter storm systems	January 22, 2026	51 MoReg 341
26-04	Establishes the Missouri Advanced Nuclear Energy Task Force	January 13, 2026	51 MoReg 298
26-03	Formalizes the Missouri Government Responsibility, Efficiency, Accountability and Transformation (Missouri GREAT) initiative and creates the Missouri GREAT Operational Task Force	January 13, 2026	51 MoReg 295
26-02	Orders a strategic framework for the integration of Artificial Intelligence within state government operations to be developed; the Director of the Department of Economic Development to review current business environment for Artificial Intelligence; the Director of the Natural Resources with the Public Service Commission to review energy regulations and infrastructure; and the Commissioner of the Department of Higher Education and Workforce Development in collaboration with the Department of Economic Development to undertake initiatives to prepare Missouri's workforce and education systems for the AI-driven economy	January 13, 2026	51 MoReg 293
26-01	Establishes an A-F school grade card system	January 13, 2026	51 MoReg 291
<b>2025</b>			
25-38	Extends Executive Order 25-31 until January 31, 2026	December 31, 2025	51 MoReg 190
25-37	Orders state offices to be closed on Wednesday, December 24, 2025	December 19, 2025	51 MoReg 189
25-36	Declares a State of Emergency and exempts hours of service requirements for vehicles transporting residential heating fuels until January 2, 2026	December 15, 2025	51 MoReg 59
25-35	Orders state offices to be closed on Friday, December 26, 2025	December 5, 2025	50 MoReg 1813
25-34	Extends Executive Order 25-29 and directs 21 additional counties declared in Drought Alert until April 1, 2026	November 26, 2025	51 MoReg 6
25-33	Orders state offices to be closed on Friday, November 28, 2025	November 7, 2025	50 MoReg 1812
25-32	Reinstates with revisions the "Missouri Manual for Courts-Martial, 2025."	November 7, 2025	50 MoReg 1811
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

<b>ORDER</b>	<b>SUBJECT MATTER</b>	<b>FILED DATE</b>	<b>PUBLICATION</b>
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
<b>Proclamation</b>	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
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

ORDER	SUBJECT MATTER	FILED DATE	PUBLICATION
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
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

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declares a State of Emergency and directs the Missouri State  
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