MISSOURI REGISTER

Orders of Rulemaking

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

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

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT Division 240—Public Service Commission

Division 240—Public Service Commission
Chapter 2—Practice and Procedure

ORDER OF RULEMAKING

By the authority vested in the Missouri Public Service Commission under section 386.410, RSMo Supp. 2001, the commission adopts a rule as follows:

4 CSR 240-2.045 Electronic Filing is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on January 16, 2002 (27 MoReg 106). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: One comment was received requesting that the rule provide additional detail regarding the process of electronic filing.

COMMENT: One comment from Southwestern Bell Telephone Company was received which suggested that section (1) of the rule should include additional details regarding the process of electronic filing. The commenter noted that the rule as proposed does not address the electronic filing of documents requiring either verification or an affidavit. The commenter stated that by simply directing interested parties to the commission's website and instructing

them to follow the instructions for electronic filing found there, that the commission was not providing sufficient details regarding the commission's implementation of electronic filing.

RESPONSE: The commission disagrees with the commenter that section (1) of the proposed rule does not provide sufficient details regarding the commission's implementation of electronic filing. The commission's website includes an electronic filing portal with simple instructions covering all details of the process, including those specifically noted by the commenter. The commission considers it inappropriate to promulgate those instructions as a rule. Furthermore, the electronic filing of documents requiring verification or an affidavit is addressed elsewhere. Therefore, the commission finds that the rule is appropriate as proposed and that no changes are necessary.

Title 5—DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION Division 30—Division of School Services

Chapter 4—General Administration

ORDER OF RULEMAKING

By the authority vested in the State Board of Education under section 160.522, RSMo Supp. 2001, the board rescinds a rule as follows:

5 CSR 30-4.040 Annual Public Reporting of Information by School Districts **is rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on December 3, 2001 (26 MoReg 2283). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 5—DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION Division 30—Division of School Services Chapter 4—General Administration

ORDER OF RULEMAKING

By the authority vested in the State Board of Education under section 161.092, RSMo 2000, the board rescinds a rule as follows:

5 CSR 30-4.045 Collection of School District Reports is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on December 3, 2001 (26 MoReg 2283–2284). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 5—DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION

Division 30—Division of Administrative and Financial Services Chapter 660—School Finance

ORDER OF RULEMAKING

By the authority vested in the State Board of Education under section 163.011, RSMo Supp. 2001, the board rescinds a rule as follows:

5 CSR 30-660.030 Determination of the Cost of Education Index is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on December 3, 2001 (26 MoReg 2284). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 5—DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION

Division 30—Division of Administrative and Financial Services Chapter 660—School Finance

ORDER OF RULEMAKING

By the authority vested in the State Board of Education under section 163.172, RSMo 2000, the board rescinds a rule as follows:

5 CSR 30-660.040 Minimum Salaries is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on December 3, 2001 (26 MoReg 2284). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 5—DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION

Division 30—Division of Administrative and Financial Services Chapter 660—School Finance

ORDER OF RULEMAKING

By the authority vested in the State Board of Education under section 163.031, RSMo 2000, the board rescinds a rule as follows:

5 CSR 30-660.050 Calculation of the Previous Amounts Per Eligible Pupil **is rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on December 3, 2001 (26 MoReg 2284). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after the publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 5—DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION

Division 50—Division of School Improvement Chapter 340—School Improvement and Accreditation

ORDER OF RULEMAKING

By the authority vested in the State Board of Education under sections 160.538 and 161.092, RSMo 2000, the board amends a rule as follows:

5 CSR 50-340.110 Policies and Standards Relating to Academically Deficient Schools **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on November 1, 2001 (26 MoReg 2103). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 5—DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION

Division 50—Division of School Improvement Chapter 340—School Improvement and Accreditation

ORDER OF RULEMAKING

By the authority vested in the State Board of Education under sections 160.522, RSMo Supp. 2001 and 161.092, RSMo 2000, the board adopts a rule as follows:

5 CSR 50-340.200 Annual Public Reporting of Information by School Districts **is adopted**.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on December 3, 2001 (26 MoReg 2284–2289). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication of the *Code of State Regulations*.

SUMMARY OF COMMENTS: One (1) comment was received.

COMMENT: The Missouri National Education Association (MNEA) comment supports public reporting but cautions reporting information that singles out an individual student or education professional. MNEA further urges DESE to revise paragraph (2)(D)3. of the rule so that only classroom teachers are reflected in the classroom teacher count.

RESPONSE: In reference to the concern of singling out an individual student or education professional, every effort was made to avoid this possibility, however, in order to comply with the legislation there may be instances where the size of the school and number of staff members and students would increase this possibility. The intent of the rule is to reflect only teachers in the classroom teacher count. Only educators reported with position code 60 (which are teachers) are to be included in paragraph (2)(D)3. Librarians (position code 40), counselors (position code 50), and other ancillary staff (position codes 70 and 90) are not to be included. No changes have been made to the rule as a result of this comment.

Title 5—DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION Division 60—Vocational and Adult Education Chapter 120—Vocational Education

ORDER OF RULEMAKING

By the authority vested in the State Board of Education under section 178.585, RSMo 2000, the board rescinds a rule as follows:

5 CSR 60-120.070 Vocational-Technical Education Enhancement Grant Award Program **is rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on November 1, 2001 (26 MoReg 2103). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 5—DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION Division 60—Vocational and Adult Education Chapter 120—Vocational Education

ORDER OF RULEMAKING

By the authority vested in the State Board of Education under sections 161.092 and 178.585, RSMo 2000, the board adopts a rule as follows:

5 CSR 60-120.070 Vocational-Technical Education Enhancement Grant Award Program **is adopted**.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on November 1, 2001 (26 MoReg 2103–2105). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 10—DEPARTMENT OF NATURAL RESOURCES Division 20—Clean Water Commission Chapter 15—Aboveground Storage Tanks—Release Response

ORDER OF RULEMAKING

By the authority vested in the Clean Water Commission under section 644.026, RSMo 2000, the commission adopts a rule as follows:

10 CSR 20-15.010 is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on October 15, 2001 (26 MoReg 1992–1993). Changes made in the text of the proposed rule as a result of comments received, are reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF TESTIMONY: During the public hearing before the Missouri Clean Water Commission on November 28, 2001, the department testified that the release response requirements are intended to prevent any discharged contaminants from polluting the waters of the state. The commission has determined release response measures to be necessary because, once a release has occurred, the nature of the contaminants is such that, without appropriate release response measures, there is a substantial threat that the discharged contaminants will pollute the waters of the state. The department testified that this proposed rule specifies which aboveground storage tanks must comply with the technical requirements contained in the chapter.

SUMMARY OF COMMENTS:

COMMENT: One of the commissioners requested a clarification on the applicability of the proposed rules in Chapter 15 to farm tanks and where the exclusion for farm tanks is stated in the proposed rule. The commissioner inquired whether tanks greater than one thousand one hundred (1,100) gallons in size were not eligible for the exclusion in 10 CSR 20-15.010(2)(B).

RESPONSE AND EXPLANATION OF CHANGE: Staff explained that, as the term aboveground storage tank (AST) is defined, only ASTs utilized to store product for sale or resale purposes are subject to the requirements of the proposed rules. Staff agree that, because the definition already excludes any farm or residential tanks used for storing motor fuel for noncommercial purposes, regardless of size, the limitation to ASTs of a certain size contained in the exclusion in 10 CSR 20-15.010(2)(B) is confusing. In the order of rulemaking, language has been added to this section of the regulation to clarify that all farm tanks are excluded, regardless of size, provided they are used for noncommercial purposes.

COMMENT: The executive director of the Petroleum Storage Tank Insurance Fund noted that the definition of "aboveground storage tank" contains the same exclusions found in section 319.100, RSMo and in definitions used in PSTIF regulations and documents. The comment noted that maintaining this conformity will eliminate confusion among the regulated public.

RESPONSE: The comment is noted and the department agrees that consistency in the definition of common terms does indeed eliminate unnecessary confusion. No change was made as a result of this comment.

COMMENT: The executive director of the Petroleum Storage Tank Insurance Fund noted that the definition of "regulated substance" includes certain alternative motor vehicle fuels which are not covered by the definitions governing the PSTIF. Therefore, tanks storing these substances which have a release will be subject to the rules governing cleanup, but will not be eligible for monies from the PSTIF.

RESPONSE: The department is aware that tanks storing certain alternative motor vehicle fuels for resale purposes are subject to the requirements of the proposed rules, but are not eligible for fund benefits. Although no change was made as a result of this comment, the department appreciates the opportunity to clarify that not all tanks included in the definition of "aboveground storage tank" in this proposed rule are eligible for monies from the PSTIF.

COMMENT: During a meeting with members of the Missouri Petroleum Marketers and Convenience Store Association, it was noted that the term "any person" in 10 CSR 20-15.010(8)(A) places no limitations upon the qualifications of the person observing regulated substances in the environment and therefore establishing a confirmed release for purposes of the rule. A member suggested to add the term "qualified" so that the language in question would read "any qualified person." Therefore, a release would not be confirmed until a qualified person discovers the presence of contamination in the environment.

RESPONSE AND EXPLANATION OF CHANGE: The department considered the additional language that was suggested. However, a question came up as to how to define the term "qualified." Instead of attempting to explain in the regulation who would be considered a "qualified person" and therefore capable of confirming a release, the department decided to remove the reference to "any person" entirely. In addition to making this change in response to the comment, the department further responds that a release will only be considered confirmed for purposes of this rule if the initial investigation of a release turns up physical evidence of a release at the site. A release will not be considered "confirmed" based on a complaint alone.

10 CSR 20-15.010 Applicability and Definitions

- (2) "Aboveground storage tank (AST)" or "AST System" means any one (1) or a combination of tanks, including pipes connected thereto, used to contain an accumulation of regulated substances and the volume of which, including the volume of the aboveground pipes connected thereto, is more than ninety percent (90%) above the surface of the ground, and is utilized for the sale of products regulated by Chapter 414, RSMo. The term does not include those tanks listed below or aboveground storage tanks at petroleum pipeline terminals. The following are not considered aboveground storage tanks:
- (A) Underground storage tanks (USTs) as defined in 319.100, RSMo;
- (B) Farm or residential tanks, regardless of size, used for storing motor fuel for noncommercial purposes;
- (8) "Release" includes, but is not limited to, any spilling, leaking, emitting, discharging, escaping, leaching, or disposing of regulated substances from an AST onto the ground surface or into groundwater, surface water, or subsurface soils.
- (A) A release is "confirmed," for purposes of the rules in this chapter, upon discovery or observation of regulated substances on the ground surface or in groundwater, surface water, or subsurface soils

Title 10—DEPARTMENT OF NATURAL RESOURCES Division 20—Clean Water Commission Chapter 15—Aboveground Storage Tanks—Release Response

ORDER OF RULEMAKING

By the authority vested in the Clean Water Commission under section 644.026, RSMo 2000, the commission adopts a rule as follows:

10 CSR 20-15.020 is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on October 15, 2001 (26 MoReg 1993–2004). Changes made in the text of the proposed rule as a result of comments received, are reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF TESTIMONY: During the public hearing before the Missouri Clean Water Commission on November 28, 2001, the department testified that the release response requirements are intended to prevent any discharged contaminants from polluting the waters of the state. The commission has determined release response measures to be necessary because, once a release has occurred, the nature of the contaminants is such that, without appropriate release response measures, there is a substantial threat that the discharged contaminants will pollute the waters of the

state. The department testified that this proposed rule establishes procedures for reporting suspected releases, responding to releases and the subsequent steps necessary to ensure that a release is properly investigated and cleaned up. The department further testified that the proposed rule also establishes requirements for verification of a release, and for conducting off-site investigations following reported or suspected releases if off-site migration is suspected.

SUMMARY OF COMMENTS:

COMMENT: The executive director of the Petroleum Storage Tank Insurance Fund commented that the Purpose Statement for 10 CSR 20-15.030 contains the sentence:

"This rule describes the first steps that shall be taken to abate or stop the spread of contaminants, mitigate and determine the extent of the release, and requires spilled free product to be collected and removed from the environment immediately."

Because this sentence describes requirements that are actually established in 10 CSR 20-15.020, the commenter questioned whether this sentence should be moved to the Purpose Statement for 10 CSR 20-15.020.

RESPONSE AND EXPLANATION OF CHANGE: As noted in the comment, the requirements referenced in the sentence in question are contained in 10 CSR 20-15.020. In the order of rulemaking, the sentence has been removed from the Purpose Statement for 10 CSR 20-15.030 and included in the Purpose Statement for 10 CSR 20-15.020.

COMMENT: The executive director of the Petroleum Storage Tank Insurance Fund expressed support for 10 CSR 20-15.020(3), the portion of the regulation that contains exceptions to the release response requirements. The commenter noted that this limits the costs incurred in response to small releases, allowing both tank owners and insurers to direct available financial resources to situations that pose a clear threat to human health or the environment. RESPONSE: The comment is noted and the department agrees that it is appropriate to focus on those situations that clearly pose a threat to human health and the environment. No change was made as a result of this comment.

COMMENT: The executive director of the Petroleum Storage Tank Insurance Fund commented that section 10 CSR 20-15.020(8) of the proposed rule requires a tank owner's consultant to continue "free product recovery" activities until the department determines that such actions are no longer necessary. However, the commenter suggests a minor clarification with regard to what activities can be initiated without waiting for the approval of the department. In some cases, consultants will implement a procedure to check monitoring wells and recover the free product as often as necessary. Over several weeks, as the amount of free product appearing in the wells becomes less, it may no longer be necessary to visit the site and recover free product as frequently. The PSTIF desires to impose on the owner and his consultant an obligation to slow the frequency of site visits, when justified, in order to conserve PSTIF resources without waiting for the department's affirmation that such action is acceptable. The following is suggested as additional language: "Any actions initiated or required under this section shall be continued until the department determines otherwise, except that the owner may decrease the frequency of such actions if it is reasonable and prudent to do so."

RESPONSE AND EXPLANATION OF CHANGE: The comment is noted and the department concurs that, in some situations, based upon the success of the free product recovery measures implemented at a release site, it may be appropriate to subsequently decrease the frequency of site visits for free product recovery purposes. However, it is important for the department to maintain the ability to review any changes proposed to free product recovery efforts at a site and to make appropriate modifications or to deny

the request as necessary. Therefore, the order of rulemaking contains a change to this portion of the regulation that allows the owner/operator to propose changes to free product recovery efforts in writing at least five (5) days in advance of the implementation date. Based upon its review of the proposal, the department has the ability to deny the request or make appropriate modifications to the request, as necessary to limit the potential release of contaminants to the waters of the state.

COMMENT: During a meeting with members of the Missouri Petroleum Marketers and Convenience Store Association, it was noted that 10 CSR 20-15.020(6)(B) places no time limit on the agency's option to require investigation of an AST site following permanent closure.

RESPONSE: The department's ability to require investigation of a site previously closed is expressly limited to situations where the department can document a release that is causing an impact to the environment. The fact that a certain amount of time has passed since the AST site has been closed does not eliminate the potential threat to human health and the environment or to the waters of the state. If there is product in the environment, the department needs to be able to determine where it came from, regardless of when the ASTs were closed and removed. No change was made in response to this comment.

COMMENT: A representative of Williams and Company questioned a reference in 10 CSR 20-15.020(9) of the rule to rule number 10 CSR 20-15.050 and whether there was a rule by that number or whether this was a typographical error.

RESPONSE AND EXPLANATION OF CHANGE: There is no rule number 10 CSR 20-15.050. The reference in the rule remains from a previous version of the rules that contained a rule by that number. The order of rulemaking contains a change to make this correction to reference the correct rule number, which is 10 CSR 20-15.030.

10 CSR 20-15.020 Release Reporting and Initial Release Response Measures

PURPOSE: The Missouri Clean Water Commission is responsible for adopting rules necessary to prevent, control and abate potential discharge of contaminants to the waters of the state. Releases of petroleum and other regulated substances from aboveground storage tanks and associated piping, primarily from ASTs located at service stations, marinas, bulk plants, and fleet fueling facilities, have been documented throughout the state. While the applicable Department of Agriculture regulations focus on prevention of such releases, there are currently no specific requirements for release response measures that must be taken to protect the environment and the waters of the state. The commission has determined release response measures to be necessary because, once a release has occurred, the nature of the contaminants is such that, without appropriate release response measures, there is a substantial threat that the discharged contaminants will pollute the waters of the state. The intent of the release response measures required by the rules in this chapter is to prevent any discharged contaminants from polluting the waters of the state. Specifically, this rule establishes procedures for reporting suspected releases, responding to releases and the subsequent steps necessary to ensure that a release is properly investigated and cleaned up. This rule also describes the first steps that shall be taken to abate or stop the spread of contaminants, mitigate and determine the extent of the release, and requires spilled free product to be collected and removed from the environment immediately. The rule further establishes requirements for verification of a release, and for conducting off-site investigations following reported or suspected releases if off-site migration is suspected.

(8) Free Product Removal. The owner or operator of the AST shall immediately remove as much free product as practicable. Any actions initiated or required under this section shall be continued until the department determines otherwise, except that changes to free product recovery effects may be instituted without prior approval provided that the department is notified in writing of the intended changes at least five (5) days in advance of the proposed implementation date. The department may modify or deny the request as necessary. Upon discovery of free product, the owner or operator shall, at a minimum:

(9) Written Report. The owner or operator of the AST shall submit a written report on all activities required by this rule to the department within thirty (30) days of the date of discovery of the release. The report shall demonstrate compliance with all applicable requirements of this rule. Upon request, the department may allow another reasonable period of time for submission of the report. Upon review of this report, the department will determine whether the owner or operator must conduct a site characterization, as described in 10 CSR 20-15.030. If, in the judgment of the department, the information in the report is insufficient to adequately make this determination, the department may request additional information.

Title 10—DEPARTMENT OF NATURAL RESOURCES Division 20—Clean Water Commission Chapter 15—Aboveground Storage Tanks—Release Response

ORDER OF RULEMAKING

By the authority vested in the Clean Water Commission under section 644.026, RSMo 2000, the commission adopts a rule as follows:

10 CSR 20-15.030 is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on October 15, 2001 (26 MoReg 2005–2012). Changes made in the text of the proposed rule as a result of comments received, are reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF TESTIMONY: During the public hearing before the Missouri Clean Water Commission on November 28, 2001, the department testified that the release response requirements are intended to prevent any discharged contaminants from polluting the waters of the state. The commission has determined release response measures to be necessary because, once a release has occurred, the nature of the contaminants is such that, without appropriate release response measures, there is a substantial threat that the discharged contaminants will pollute the waters of the state. The department testified that this proposed rule establishes the procedures for soil and groundwater investigations or characterization of the release at the site, and also lists the requirements for corrective action plans for cleanup of releases from aboveground storage tank sites.

SUMMARY OF COMMENTS:

COMMENT: The executive director of the Petroleum Storage Tank Insurance Fund commented that the Purpose Statement for 10 CSR 20-15.030 contains the sentence:

"This rule describes the first steps that shall be taken to abate or stop the spread of contaminants, mitigate and determine the extent of the release, and requires spilled free product to be collected and removed from the environment immediately."

Because this sentence describes requirements that are actually established in 10 CSR 20-15.020, the commenter questioned whether this sentence should be moved to the Purpose Statement for 10 CSR 20-15.020.

RESPONSE AND EXPLANATION OF CHANGE: As noted in the comment, the requirements referenced in the sentence in question are contained in 10 CSR 20-15.020. In the order of rulemaking, the sentence has been removed from the Purpose Statement for 10 CSR 20-15.030 and included in the Purpose Statement for 10 CSR 20-15.020.

COMMENT: The executive director of the Petroleum Storage Tank Insurance Fund recognized that 10 CSR 20-15.030(3)(B) appears to give AST owners the option to voluntarily clean up an AST release even though not required by the department. In such situations, the comment requested that the department make it clear in its correspondence that corrective action is not being required and that oversight of cleanup activities is provided as a service. This would assist the PSTIF in distinguishing between sites where corrective action costs are eligible and sites where the cleanup is voluntary and the owner is therefore responsible for those costs.

RESPONSE: The comment is noted and the department makes every effort in its correspondence to be clear as to what activities are required. Including a provision that allows an owner/operator to submit a corrective action plan when a plan is not requested or required by the department addresses a couple different situations. First, an AST owner may elect to submit a plan before the department requests it when the results of the site characterization indicate contamination to an extent that will clearly require corrective action. The owner then has the option to submit the plan in advance of the request made by the department. Second, in the future when the department implements risk-based cleanups based upon restrictions imposed on the use of the property, an AST owner may elect to clean up to a more stringent standard in order to allow unrestricted use of the property, even though not required by the department. In this situation, even though the corrective action plan is not required the department needs to review the plan to ensure that the cleanup activities proposed achieve an adequate level of protection of human health and the environment and the waters of the state. No change was made in response to this comment.

COMMENT: The executive director of the Petroleum Storage Tank Insurance Fund commended the fact that the rule allows corrective action to be undertaken prior to the receipt of written approval by the department. Although this is expected to occur rarely, the flexibility does address circumstances when immediate action is prudent in order to mitigate environmental and/or third party damages.

RESPONSE: The comment is noted and the department agrees that the flexibility to implement corrective action immediately is appropriate in some circumstances. No change was made as a result of this comment.

COMMENT: During a meeting with members of the Missouri Petroleum Marketers and Convenience Store Association, it was noted that 10 CSR 20-15.030(3)(E)1. requires written notification to the department prior to implementation of corrective action work after the plan has been submitted and approved. Members expressed concern that this requirement could impede the implementation of activities to mitigate and contain a release.

RESPONSE: The written notification requirement does not apply to the initial release response measures required to stabilize a site, and does not delay the implementation of necessary short-term release response measures, especially free product recovery. Once a corrective action plan (CAP) has been approved, there is no additional written authorization requirement and the CAP establishes a

schedule for the completion of the required activities. The rule allows an owner/operator to begin implementation of a CAP prior to approval by the department once notice to proceed is made in writing. No change was made as a result of this comment.

COMMENT: A representative of Williams and Company questioned a reference in 10 CSR 20-15.030(2)(B)8. of the rule to rule number 10 CSR 20-15.040 and whether there was a rule by that number or whether this was a typographical error.

RESPONSE AND EXPLANATION OF CHANGE: There is no rule number 10 CSR 20-15.040. The reference in the rule remains from a previous version of the rules that contained a rule by that number. The order of rulemaking contains a change to make this correction to reference the correct rule number, which is 10 CSR 20-15.020.

10 CSR 20-15.030 Site Characterization and Corrective Action

PURPOSE: The Missouri Clean Water Commission is responsible for adopting rules necessary to prevent, control and abate potential discharge of contaminants to the waters of the state. Releases of petroleum and other regulated substances from aboveground storage tanks and associated piping, primarily from ASTs located at service stations, marinas, bulk plants, and fleet fueling facilities, have been documented throughout the state. While the applicable Department of Agriculture regulations focus on prevention of such releases, there are currently no specific requirements for release response measures that must be taken to protect the environment and the waters of the state. The commission has determined release response measures to be necessary because, once a release has occurred, the nature of the contaminants is such that, without appropriate release response measures, there is a substantial threat that the discharged contaminants will pollute the waters of the state. The intent of the release response measures required by the rules in this chapter is to prevent any discharged contaminants from polluting the waters of the state. Further, this rule specifies the procedures for soil and groundwater investigations or characterization of the release at the site, and lists the requirements for corrective action plans for cleanup of releases from aboveground storage tank sites. In addition, this rule specifies the type of information required to be submitted by the owner or operator to the department, upon completion of these phases of activi-

- (2) Site Characterization Reporting. A site characterization shall include, at a minimum, information about the site and the nature of the release. The site characterization report containing this information shall be submitted to the department within forty-five (45) days of date of the department's request to conduct site characterization in subsection (1)(A) of this rule. The department may approve an alternative reporting schedule. This information shall include, but is not limited to, the following:
- (B) Data from available sources or site investigations concerning the following factors:
 - 1. Surrounding land use;
- 2. The hydrogeologic characteristics of the site and the surrounding area;
- 3. Use and approximate locations of wells affected or potentially affected by the release;
- 4. Surface and subsurface soil conditions at the site and the immediate surrounding area;
 - 5. Locations of subsurface utilities;
- 6. The proximity, quality, and current and potential future uses of nearby surface and ground water;
- 7. The potential effects of residual contamination on nearby surface and ground water; and
- 8. Any additional relevant information assembled while carrying out the steps required in 10 CSR 20-15.020 and this rule.

Title 10—DEPARTMENT OF NATURAL RESOURCES Division 100—Petroleum Storage Tank Insurance Fund Board of Trustees Chapter 3—Transport Load Fee

ORDER OF RULEMAKING

By the authority vested in the Missouri Petroleum Storage Tank Insurance Fund Board of Trustees under section 319.129, RSMo Supp. 2001, the board amends a rule as follows:

10 CSR 100-3.010 Assessment of Transport Load Fee is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on December 17, 2001 (26 MoReg 2405). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 10—DEPARTMENT OF NATURAL RESOURCES Division 100—Petroleum Storage Tank Insurance Fund Board of Trustees Chapter 4—Participation Requirements

ORDER OF RULEMAKING

By the authority vested in the Missouri Petroleum Storage Tank Insurance Fund Board of Trustees under section 319.129, RSMo Supp. 2001, the board amends a rule as follows:

10 CSR 100-4.010 Participation Requirements for Underground Storage Tanks **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on December 17, 2001 (26 MoReg 2405–2406). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Board of Trustees received one comment on the proposed amendment.

COMMENT: Robert L. Johnson objected to the change on the basis that it was grounded in an effort to limit the fund's financial exposure and does not comport with legislative intent.

RESPONSE: To the contrary, the Missouri General Assembly made it clear in section 319.131 that the Petroleum Storage Tank Insurance Fund has liability for cleanup costs at sites where tanks were taken out of service by a certain deadline; the board is fully funding that liability and does not limit it with this regulation. The regulation simply recognizes that legislative intent by not allowing tank owners to take their tanks out of service after the statutorily-imposed deadline, and still access fund benefits. It also conforms with standard business practices of commercial insurers, who are not allowed to write an insurance policy on a non-existent risk, as would be the case if a policy were issued covering sudden and non-sudden releases from an empty tank system.

Title 10—DEPARTMENT OF NATURAL RESOURCES Division 100—Petroleum Storage Tank Insurance Fund Board of Trustees Chapter 4—Participation Requirements

ORDER OF RULEMAKING

By the authority vested in the Missouri Petroleum Storage Tank Insurance Fund Board of Trustees under section 319.129, RSMo Supp. 2001, the board amends a rule as follows:

10 CSR 100-4.020 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on December 17, 2001 (26 MoReg 2406–2407). 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 board of trustees did not receive any comments from members of the public. However, staff provided one comment.

COMMENT: Staff identified procedural difficulties with the amendment, as proposed.

RESPONSE AND EXPLANATION OF CHANGE: The board has modified the proposed amendment to correct the problems identified by staff.

10 CSR 100-4.020 Participation Requirements for Aboveground Storage Tanks

- (5) In order to continue participation in the fund, participants are required to renew their participation annually.
- (E) If one (1) or more of the previously-insured aboveground storage tanks has been taken out of use and emptied, the owner and/or operator of that tank shall no longer be insured for costs resulting from sudden or non-sudden releases from that tank, since there cannot be a release from an empty tank. Instead, the owner or operator may elect to purchase "tail coverage" to protect against costs of corrective action which may be required as a result of a sudden or non-sudden release which occurred while the tank was in use, but which is not yet known.
- 1. Participation fees shall be paid on such tanks at the same rate as specified in 10 CSR 20-4.020(3)(A).
- 2. Coverage provided by the fund shall be limited to one (1) million dollars.
 - 3. A ten thousand dollar (\$10,000) deductible shall apply.
- 4. Coverage for third-party property damage and third-party bodily injury shall not be provided.
- 5. All other terms and conditions of coverage provided by the fund shall be contained in the document issued by the board to the fund participant.
- 6. Such coverage shall not be issued for more than five (5) years after it is first issued for one (1) or more tanks at that location, and in no case beyond the sunset date of the fund established by the Missouri General Assembly.
- 7. The board reserves the right to issue such coverage at its sole discretion.

Title 10—DEPARTMENT OF NATURAL RESOURCES Division 100—Petroleum Storage Tank Insurance Fund Board of Trustees Chapter 5—Claims

ORDER OF RULEMAKING

By the authority vested in the Missouri Petroleum Storage Tank Insurance Fund Board of Trustees under section 319.129, RSMo Supp. 2001, the board amends a rule as follows:

10 CSR 100-5.010 Claims for Cleanup Costs is amended.

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

December 17, 2001 (26 MoReg 2407). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 11—DEPARTMENT OF PUBLIC SAFETY Division 45—Missouri Gaming Commission Chapter 30—Bingo

ORDER OF RULEMAKING

By the authority vested in the Missouri Gaming Commission under section 313.065, RSMo 2000, the commission withdraws a proposed rule as follows:

11 CSR 45-30.025 Bingo Promotions is withdrawn.

A notice of proposed rule making containing the text of the proposed rule was published in the <code>Missouri Register</code> on December 3, 2001 (26 MoReg 2298–2299). This proposed rule is with drawn.

SUMMARY OF COMMENTS: A public hearing on this proposed rule was held January 10, 2002, and the public comment period ended January 3, 2002. At the public hearing, the Missouri Gaming Commission staff explained the proposed rulemaking and numerous comments were made. Most of the comments were against the rule. The proposed rule was based upon bingo promotions being funded by bingo funds, which is prohibited by section 313.040, RSMo. Therefore, this proposed rule had to be withdrawn.

RESPONSE: As a result, the Missouri Gaming Commission is withdrawing this rulemaking.

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

ORDER OF RULEMAKING

By the authority vested in the director of revenue under section 302.174, RSMo Supp. 2001, the director adopts a rule as follows:

12 CSR 10-24.470 Procedure for Obtaining a "J88" Notation on a Drivers License for Deafness or Hard of Hearing **is adopted**.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on December 17, 2001 (26 MoReg 2409). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS Division 30—Secretary of State Chapter 55—Hearings

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.413 and 409.836, RSMo 2000, the commissioner rescinds a rule as follows:

15 CSR 30-55.010 Who May Request is rescinded.

A notice of proposed rulemaking containing the text of the proposed rescission was published in the *Missouri Register* on December 3, 2001 (26 MoReg 2304). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS Division 30—Secretary of State Chapter 55—Hearings Under Securities Act

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.413 and 409.836, RSMo 2000, the commissioner adopts a rule as follows:

15 CSR 30-55.010 Who May Request is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on December 3, 2001 (26 MoReg 2304–2305). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS Division 30—Secretary of State Chapter 55—Hearings

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.413 and 409.836, RSMo 2000, the commissioner rescinds a rule as follows:

15 CSR 30-55.020 Instituting Hearing Before the Commissioner is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on December 3, 2001 (26 MoReg 2305). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS Division 30—Secretary of State Chapter 55—Hearings Under Securities Act

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.413 and 409.836, RSMo 2000, the commissioner adopts a rule as follows:

15 CSR 30-55.020 Instituting Hearing Before the Commissioner **is adopted**.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on December 3, 2001 (26 MoReg 2305–2306). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS Division 30—Secretary of State Chapter 55—Hearings Under Securities Act

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.413 and 409.836, RSMo 2000, the commissioner adopts a rule as follows:

15 CSR 30-55.025 General Prehearing Procedures is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on December 3, 2001 (26 MoReg 2306). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS Division 30—Secretary of State Chapter 55—Hearings

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.413 and 409.836, RSMo 2000, the commissioner rescinds a rule as follows:

15 CSR 30-55.030 Answers and Supplementary Pleadings is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on December 3, 2001 (26 MoReg 2306). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS Division 30—Secretary of State Chapter 55—Hearings Under Securities Act

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.413 and 409.836, RSMo 2000, the commissioner adopts a rule as follows:

15 CSR 30-55.030 Answers and Supplementary Pleadings is **adopted**.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on December 3, 2001 (26 MoReg 2306–2307). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS Division 30—Secretary of State Chapter 55—Hearings

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.413 and 409.836, RSMo 2000, the commissioner rescinds a rule as follows:

15 CSR 30-55.040 Notice of Hearing is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on December 3, 2001 (26 MoReg 2307). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received

Title 15—ELECTED OFFICIALS Division 30—Secretary of State Chapter 55—Hearings Under Securities Act

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.413 and 409.836, RSMo 2000, the commissioner adopts a rule as follows:

15 CSR 30-55.040 Notice of Hearing is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on December 3, 2001 (26 MoReg 2307–2308). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS Division 30—Secretary of State Chapter 55—Hearings

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.413 and 409.836, RSMo 2000, the commissioner rescinds a rule as follows:

15 CSR 30-55.050 Prehearing Conferences is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on December 3, 2001 (26 MoReg 2308). No changes have been made in the proposed

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

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS Division 30—Secretary of State Chapter 55—Hearings Under Securities Act

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.413 and 409.836, RSMo 2000, the commissioner adopts a rule as follows:

15 CSR 30-55.050 Prehearing Conferences is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on December 3, 2001 (26 MoReg 2308). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS Division 30—Secretary of State Chapter 55—Hearings

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.413 and 409.836, RSMo 2000, the commissioner rescinds a rule as follows:

15 CSR 30-55.070 Record of Hearing is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on December 3, 2001 (26 MoReg 2308–2309). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS Division 30—Secretary of State Chapter 55—Hearings Under Securities Act

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.413 and 409.836, RSMo 2000, the commissioner adopts a rule as follows:

15 CSR 30-55.070 Record of Hearing Before the Commissioner **is adopted**.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on December 3, 2001 (26 MoReg 2309). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule

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

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS Division 30—Secretary of State Chapter 55—Hearings

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.413 and 409.836, RSMo 2000, the commissioner rescinds a rule as follows:

15 CSR 30-55.080 Discovery is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on December 3, 2001 (26 MoReg 2309). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS Division 30—Secretary of State Chapter 55—Hearings Under Securities Act

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.413 and 409.836, RSMo 2000, the commissioner adopts a rule as follows:

15 CSR 30-55.080 Discovery is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on December 3, 2001 (26 MoReg 2309–2310). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS Division 30—Secretary of State Chapter 55—Hearings

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.413 and 409.836, RSMo 2000, the commissioner rescinds a rule as follows:

15 CSR 30-55.090 Procedure and Evidence is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on December 3, 2001 (26 MoReg 2310). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS Division 30—Secretary of State Chapter 55—Hearings Under Securities Act

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.413 and 409.836, RSMo 2000, the commissioner adopts a rule as follows:

15 CSR 30-55.090 Procedure at Hearing is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on December 3, 2001 (26 MoReg 2310). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS Division 30—Secretary of State Chapter 55—Hearings

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.413 and 409.836, RSMo 2000, the commissioner rescinds a rule as follows:

15 CSR 30-55.110 Briefs is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on December 3, 2001 (26 MoReg 2310–2311). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS Division 30—Secretary of State Chapter 55—Hearings Under Securities Act

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.413 and 409.836, RSMo 2000, the commissioner adopts a rule as follows:

15 CSR 30-55.110 Motions, Suggestions and Legal Briefs is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on December 3, 2001 (26 MoReg 2311). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS Division 30—Secretary of State Chapter 55—Hearings Under Securities Act

ORDER OF RULEMAKING

By the authority vested in the commissioner of securities under sections 409.413 and 409.836, RSMo 2000, the commissioner amends a rule as follows:

15 CSR 30-55.220 Hearing Officers is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on December 3, 2001 (26 MoReg 2311). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 15—ELECTED OFFICIALS Division 50—Treasurer Chapter 2—Linked Deposit Program

ORDER OF RULEMAKING

By the authority vested in the state treasurer under sections 30.260 and 30.760, RSMo 2000, the state treasurer amends a rule as follows:

15 CSR 50-2.050 Interest Rate on Linked Deposit Loans and Loan Categories **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on December 17, 2001 (26 MoReg 2414–2415). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: One (1) comment was received.

COMMENT: The State Treasurer's Office received one comment from Mr. Wade Nash, representing the Missouri Banker's Association. Mr. Nash stated that moving to a weekly reference rate, as established by the Wall Street Journal, would be more volatile than rates used by many Missouri banks, since many Missouri banks do not change their rate on a weekly basis. He also mentioned that eliminating the survey and reducing the amount of direct contact with banks would potentially discourage them from participating in the program.

Several additional areas of concern within the linked deposit program were included in the comments. The existence of a 2.00% floor on the rate payable to the State Treasurer's Office, together with today's low interest rate environment, makes it difficult for banks to obtain the desired interest rate spread between their cost of funds and respective loan rates. In addition, the auditing time associated with compliance issues creates an additional cost for banks. Moving to a weekly rate may substantially increase the required auditing time, making the program less desirable.

RESPONSE: The State Treasurer's Office places general and time deposits on a weekly basis, and therefore needs to set a weekly rate. Currently, the loan rates in question, although set weekly, only change upon completion of a new survey. Adoption of the proposed amendment would link future changes in the loan rate to changes in the prime lending rate. The rate, however it is determined, always has and always will be set on a weekly basis.

The State Treasurer's Office feels the additional comments go beyond the scope of the proposed amendment. The existence of a 2.00% floor is set in Missouri Statute, and cannot be changed through the administrative rules process. The auditing function is and will continue to be an important aspect of the program, ensuring all applicants meet the eligibility requirements as prescribed by Missouri Statutes. We feel the proposed amendment has no impact on the auditing time required by participants.

The State Treasurer's Office has considered all of the comments made on behalf of the Missouri Banker's Association, and have decided to make no change in the proposed amendment.

Title 16—RETIREMENT SYSTEMS Division 20—Missouri Local Government Employees' Retirement System (LAGERS) Chapter 2—Administrative Rules

ORDER OF RULEMAKING

By the authority vested in the Board of Trustees of the Missouri Local Government Employees' Retirement System under section 70.605.21, RSMo 2000, the board hereby adopts a rule as follows:

16 CSR 20-2.056 Lump-Sum Cash Payout of Retirement Allowance **is adopted**.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on December 3, 2001 (26 MoReg 2311–2312). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 16—RETIREMENT SYSTEMS Division 20—Missouri Local Government Employees' Retirement System (LAGERS) Chapter 2—Administrative Rules

ORDER OF RULEMAKING

By the authority vested in the Board of Trustees of the Missouri Local Government Employees' Retirement System under section 70.605.21, RSMo 2000, the board hereby adopts a rule as follows:

16 CSR 20-2.083 Re-Employment in LAGERS-Covered Employment After Retirement **is adopted**.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on December 3, 2001 (26 MoReg 2312). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 16—RETIREMENT SYSTEMS
Division 20—Missouri Local Government Employees'
Retirement System (LAGERS)
Chapter 3—Hearings and Proceedings

ORDER OF RULEMAKING

By the authority vested in the Board of Trustees of the Missouri Local Government Employees' Retirement System under section 70.605.21, RSMo 2000, the board hereby amends a rule as follows:

16 CSR 20-3.010 Hearings and Proceedings is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on December 3, 2001 (26 MoReg 2312). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

This section may contain notice of hearings, correction notices, public information notices, rule action notices, statements of actual costs and other items required to be published in the *Missouri Register* by law.

choice. The use of pool stabilizer and other pool chemicals is addressed in subsection (E) 2G (II) d.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT Division 100—Division of Credit Unions

APPLICATIONS FOR NEW GROUPS OR GEOGRAPHIC AREAS

Pursuant to section 370.081(4), RSMo 2000, the director of the Missouri Division of Credit Unions is required to cause notice to be published that the following credit unions have submitted applications to add new groups or geographic areas to their membership.

Credit Union	Proposed New Group or Geographic Area
West Community Credit Union	Persons living or working in the following zip
2345 S. Brentwood Blvd.	codes: 63108, 63113, 63366
St. Louis, MO 63144	

NOTICE TO SUBMIT COMMENTS: Anyone may file a written statement in support of or in opposition to any of these applications. Comments shall be filed with: Director, Division of Credit Unions, PO Box 1607, Jefferson City, MO 65102. To be considered, written comments must be submitted no later than ten (10) business days after publication of this notice in the **Missouri Register**.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES Division 20—Division of Environmental Health and Communicable Disease Prevention Chapter 3—General Sanitation

IN ADDITION

19 CSR 20-3.050 Sanitation and Safety Standards for Lodging Establishments

The Adair County Health Department requested clarification regarding a comment they submitted in response to this rule. The comment from the Adair County Health Department with the response from the Department of Health and Senior Services is set forth below:

COMMENT: (E) G. (IV) (a) i. "When chlorine is the disinfectant, a free chlorine residual of at least 1.0ppm shall be maintained throughout the pool."

This is not adequate to protect the public's health when cyanuric acid (stabilizer) is used in the pool. Chlorinated isocyanurate (stabilized chlorine) is commonly used in outdoor pools to keep the chlorinating agent from being dissipated by sunlight. According to the Great Lakes Upper Mississippi River Board of State and Provincial Public Health and Environmental Managers most recent standards 1.0ppm free chlorine would not even be half enough disinfectant under certain conditions.

RESPONSE: The Missouri Department of Health and Senior Services has considered this comment and has decided not to change the rule. The section cited by Adair County Health Department applied only when chlorine is the disinfectant of April 1, 2002 Vol. 27, No. 7

Dissolutions

MISSOURI REGISTER

The Secretary of State is required by sections 347.141 and 359.481, RSMo 2000 to publish dissolutions of limited liability companies and limited partnerships. The content requirements for the one-time publishing of these notices are prescribed by statute. This listing is published pursuant to these statutes. We request that documents submitted for publication in this section be submitted in camera ready 8 1/2" x 11" manuscript.

NOTICE OF WINDING UP OF LIMITED PARTNERSHIP

Notice of winding up to all creditors of and claimants against ARBITRAGE SELECT FUND, L.P., a Missouri limited partnership.

On January 30, 2002, ARBITRAGE SELECT FUND, L.P., a Missouri limited partnership, filed its Certificate of Cancellation with the Missouri Secretary of State.

The limited partnership requests that all persons and organizations with claims against it present such claims immediately by letter to the limited partnership to the attention of Brian J. Smith, Bane of America Capital Management Alternative Advisors, Mail Code: NC1-002-12-01, 101 South Tryon Street, Charlotte, North Carolina 28255-0001.

All claims must include: the name and address of the claimant; the amount claimed; the basis for the claim; and the date(s) on which the event(s) on which the claim is based occurred.

NOTICE: Because of the dissolution of ARBITRAGE SELECT FUND, L.P., any claims against it will be barred unless a proceeding to enforce the claim is commenced within three years after the publication date of this notice.

(Signature of Authorized Representative)

NOTICE OF WINDING UP OF LIMITED PARTNERSHIP

Notice of winding up to all creditors of and claimants against MULTI-STRATEGY ALTERNATIVE FUND, L.P., a Missouri limited partnership.

On January 30, 2002, MULTI-STRATEGY ALTERNATIVE FUND, L.P., a Missouri limited partnership, filed its Certificate of Cancellation with the Missouri Secretary of State.

The limited partnership requests that all persons and organizations with claims against it present such claims immediately by letter to the limited partnership to the attention of Brian J. Smith, Banc of America Capital Management Alternative Advisors, Mail Code: NC1-002-12-01, 101 South Tryon Street, Charlotte, North Carolina 28255-0001.

All claims must include: the name and address of the claimant; the amount claimed; the basis for the claim; and the date(s) on which the event(s) on which the claim is based occurred.

NOTICE: Because of the dissolution of MULTI-STRATEGY ALTERNATIVE FUND, L.P., any claims against it will be barred unless a proceeding to enforce the claim is commenced within three years after the publication date of this notice.

(Signature of Authorized Representative)

"NOTICE OF DISSOLUTION OF CORPORATION"

TO ALL CREDITORS OF AND CLAIMANTS AGAINST $1^{\rm ST}$ CHOICE FIRST AID, INC., A MISSOURI CORPORATION (THE "CORPORATION"):

You are hereby notified that Articles of Dissolution were filed with respect to the Corporation, the 31st day of January, 2002. Dissolution was effective on the 31st day of January, 2002. All persons having claims against the Corporation must present their claims in writing, and mail their claims to the Corporation at the following address:

Donna McKenzie 4044 Ridglea CC Dr. Ft. Worth, TX 76126

A claim against the Corporation will be barred unless a proceeding to enforce the claim is commenced within two (2) years after the publication of this Notice.

The claim must include the following information:

- (a) The name, address and telephone number of the claimant;
- (b) The amount claimed;
- (c) A description of the nature of the debt or the basis of the claim;
- (d) The date or dates the claim accrued; and
- (e) If the claim is founded on a writing, a copy of the writing.

Gary A. Powell, Attorney 750 North Jefferson Springfield, MO 65802

OFFICE OF ADMINISTRATION Division of Purchasing

BID OPENINGS

Sealed Bids in one (1) copy will be received by the Division of Purchasing, Room 580, Truman Building, PO Box 809, Jefferson City, MO 65102, telephone (573) 751-2387 at 2:00 p.m. on dates specified below for various agencies throughout Missouri. Bids are available to download via our homepage: www.moolb.state.mo.us. Prospective bidders may receive specifications upon request.

B1E02234 Trucks: Heavy Duty 4/1/02;

B1E02250 Dairy Products: Various Locations 4/2/02;

B3E02170 Permanent Disabled Person Placards 4/2/02;

B3E02180 Janitorial Services 4/2/02;

B1E02233 Oil, Fuel #2 Winterized 4/3/02;

B3Z02176 Crime Coding Validation Services 4/3/02;

B1E02248 Frozen Foods: Bagels 4/4/02;

B1Z02243 Meats: May 4/4/02;

B3E02173 Printing-Fall Deer & Turkey Hunting Information Booklet 4/8/02;

B3E02166 Personnel Services-Maintenance Workers 4/10/02;

B1E02245 Helicopter Repair: Engine Modules 4/11/02;

B1E02259 Crane: Hydraulic Folding Boom 4/11/02;

B2Z02064 Wireless Telephone Service & Equipment 4/12/02;

B3E02175 Trash Collection Services 4/12/02;

B3E02140 Janitorial Services 4/15/02;

B3E02174 Trash Collection Services 4/15/02;

B3Z02150 Commercial Advertising Program 4/15/02;

B3Z02184 Water System Security Training 4/16/02;

B3Z02168 Strategic Plan-Tobacco Use Prevention & Control 4/18/02:

B3Z02169 Public Education Campaign-Occupant Protection 4/19/02;

B3Z02141 MC+ Health Benefits Manager 4/22/02;

B2Z02058 Campground Reservation System 4/23/02;

B3Z02142 Enhanced Medicaid Pharmacy Program 4/25/02.

It is the intent of the State of Missouri, Division of Purchasing to purchase the following as a single feasible source without competitive bids. If suppliers exist other than the one identified, contact (573) 751-2387 immediately.

- $1.)\ NFB$ Newsline Service Upgrade, supplied by National Federation of the Blind.
- $2.) \ {\it Firearms} \ {\it Training} \ {\it Equipment}, \ {\it supplied} \ {\it by} \ {\it Firearms} \ {\it Training} \ {\it Systems}, \ {\it Inc.}$

Neighborhood-Based Programs, Statewide Walking Campaign, and the Home to School Transportation Pilot Study, supplied by St. Louis School of Public Health, Health Communications Research Lab.

James Miluski, CPPO, Director of Purchasing April 1, 2002 Vol. 27, No. 7

Rule Changes Since Update to Code of State Regulations

MISSOURI REGISTER

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—25 (2000), 26 (2001) and 27 (2002). 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 and RUC indicates a rule under consideration.

Rule Number	Agency	Emergency	Proposed	Order	In Addition
1 CSR 10	OFFICE OF ADMINISTRATION State Officials' Salary Compensation Schedu	ile			25 MoReg 2478
	State Officials' Salary Compensation Schedu				27 MoReg 189
1 CSR 50-3.010	Missouri Ethics Commission		26 MoReg 2219	27 MoReg 413	
0 CCD 40 7 040	DEPARTMENT OF AGRICULTURE	0011 D 4005D			
2 CSR 10-5.010	Market Development	26 MoReg 1305R 26 MoReg 1305			
2 CSR 10-5.015	Market Development	26 MoReg 2217	27 MoReg 451		
2 CSR 30-2.010	Animal Health	26 MoReg 2257	26 MoReg 2263		
2 CSR 30-2.040 2 CSR 30-6.020	Animal Health	26 MoReg 2257	26 MoReg 2265		
2 CSR 30-6.020 2 CSR 80-5.010	State Milk Board	20 Mokeg 2236	20 MoReg 2207		
2 CSR 90-10.012	Weights and Measures		27 MoReg 7		
2 CSR 90-10.013	Weights and Measures		27 MoReg 9		
2 CSR 90-10.020	Weights and Measures		27 MoReg 9		
2 CSR 90-10.040 2 CSR 90-20.040	Weights and Measures		27 MoReg II		
2 CSR 90-20.040 2 CSR 90-22.140	Weights and Measures		27 MoReg 454		
2 CSR 90-23.010	Weights and Measures		27 MoReg 454		
2 CSR 90-25.010	Weights and Measures		27 MoReg 455		
	DEPARTMENT OF CONSERVATION				
3 CSR 10-4.111	Conservation Commission		27 MoReg 226		
3 CSR 10-5.550	Conservation Commission		26 MoReg 1891 .	27 MoReg 253	
0.000 10 5 551			27 MoReg 455		
3 CSR 10-5.551	Conservation Commission		26 MoReg 1893	27 MoReg 253	
3 CSR 10-5.559	Conservation Commission	• • • • • • • • • • • • • • • • • • • •	26 MoReg 1895	27 MoReg 253	
3 CSR 10-5.560	Conservation Commission		26 MaRag 1897	97 Makar 95/	
3 CSR 10-5.565	Conservation Commission		26 MoReg 1899	27 MoReg 254	
3 CSR 10-6.405	Conservation Commission Conservation Commission Conservation Commission Conservation Commission		26 MoReg 2075	27 MoReg 254	07.14.75.070
3 CSR 10-7.455 3 CSR 10-9.353	Conservation Commission	This Issue	N.A	27 MoReg 254	27 MoReg 278
3 CSR 10-9.565	Conservation Commission	This issue This Issue	This Issue		
3 CSR 10-9.566	Conservation Commission				
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4 CSR 10-2.022	Missouri State Board of Accountancy	26 MoReg 2345	26 MoReg 2348		
4 CSR 10-2.041	Missouri State Board of Accountancy	26 MoReg 2346	26 MoReg 2352		
4 CSR 10-2.061	Missouri State Board of Accountancy	26 MoReg 2346	26 MoReg 2352		
4 CSR 10-2.160 4 CSR 30-3.020	Missouri State Board of Accountancy Missouri Board for Architects, Professional	20 Mokeg 1301	20 Mokeg 2555		
1 CDIC 00 0.020	Engineers and Professional Land Surveyors	S	26 MoReg 2075	27 MoReg 493	
4 CSR 30-3.030	Missouri Board for Architects. Professional		_	_	
4 CCD 00 0 040	Engineers and Professional Land Surveyors	5	26 MoReg 2076	27 MoReg 493	
4 CSR 30-3.040	Missouri Board for Architects, Professional Engineers and Professional Land Surveyors	,	26 MoReg 2077	27 MoReg 493	
4 CSR 30-4.080	Missouri Board for Architects, Professional		_	_	
	Engineers and Professional Land Surveyors	i	26 MoReg 2078F	R27 MoReg 494R	
4 CCD 00 " 40"			26 MoReg 2078	27 MoReg 494	
4 CSR 30-5.105	Missouri Board for Architects, Professional Engineers and Professional Land Surveyors	,	26 MoDog 2260		
4 CSR 30-5.110	Missouri Board for Architects, Professional	·	20 Mokeg 2209		
1 0010 00 0.110	Engineers and Professional Land Surveyors	S	26 MoReg 2269I	}	
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4 CSR 30-5.120	Missouri Board for Architects, Professional		00 M-D 0000I	07 M-D- 404D	
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4 CSR 30-5.130	Missouri Board for Architects, Professional		zu Wiolkeg 2003	27 William 434	
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4 CCD 00 44 04 5	Missouri Board for Architects, Professional		26 MoReg 2083	27 MoReg 495	
4 CSR 30-11.015	Missouri Board for Architects, Professional Engineers and Professional Land Surveyors	,	26 MaDag 2270		
4 CSR 40-1.010	Office of Athletics		26 MoReg 2270	2	
4 CSR 40-1.021	Office of Athletics		26 MoReg 2354I	į	
			26 MoReg 2354		
4 CSR 40-1.030	Office of Athletics				
4 CSR 40-1.031	Office of Athletics		zo wokeg 23551	τ	

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4 CSR 40-2.011	Office of Athletics		26 MoReg 2356R		
4 CSR 40-2.021	Office of Athletics		26 MoReg 2365R		
4 CSR 40-3.011	Office of Athletics		26 MoReg 2369R		
4 CSR 40-4.015	Office of Athletics		26 MoReg 2372R		
4 CSR 40-4.020	Office of Athletics		26 MoReg 2376R		
4 CSR 40-4.030	Office of Athletics		26 MoReg 2376R		
4 CSR 40-4.040	Office of Athletics		26 MoReg 2382R		
4 CSR 40-4.050	Office of Athletics		26 MoReg 2384R		
4 CSR 40-4.060	Office of Athletics		26 MoReg 2387		
4 CSR 40-4.070 4 CSR 40-4.080	Office of Athletics		26 MoReg 2387 26 MoReg 2388R		
4 CSR 40-4.090	Office of Athletics		26 MoReg 2392		
4 CSR 40-5.010 4 CSR 40-5.030	Office of Athletics		26 MoReg 2392 26 MoReg 2395R		
4 CSR 40-5.040	Office of Athletics		26 MoReg 2395		
4 CSR 40-5.050	Office of Athletics		26 MoReg 2398		
4 CSR 40-5.060 4 CSR 40-5.060	Office of Athletics		26 MoReg 2400R		
4 CSR 40-5.070	Office of Athletics		26 MoReg 2402R		
4 CSR 40-6.010	Office of Athletics		26 MoReg 2403		
4 CSR 40-7.010	Office of Athletics		26 MoReg 2403R		
4 CSR 65-1.060	Endowed Care Cemeteries		26 MoReg 2088	27 MoReg 354	
4 CSR 65-2.010 4 CSR 65-2.050	Endowed Care Cemeteries Endowed Care Cemeteries		26 MoReg 2092 26 MoReg 2096	27 MoReg 354 27 MoReg 354	
4 CSR 90-2.010	State Board of Cosmetology		27 MoReg 14		
4 CSR 90-2.020 4 CSR 90-2.030	State Board of Cosmetology State Board of Cosmetology		27 MoReg 14 27 MoReg 14		
4 CSR 90-4.020	State Board of Cosmetology		27 MoReg 15		
4 CSR 90-8.010 4 CSR 90-12.080	State Board of Cosmetology State Board of Cosmetology		27 MoReg 15 27 MoReg 15		
4 CSR 90-13.070 4 CSR 100	State Board of Cosmetology Division of Credit Unions		27 MoReg 16		27 MoReg 188
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4 CSR 100-2.085	Division of Credit Unions		27 MoReg 16	• • • • • • • • • • • • • • • • • • • •	This issue
4 CSR 110-2.131 4 CSR 110-2.132	Missouri Dental Board Missouri Dental Board				
4 CSR 110-2.170	Missouri Dental Board		27 MoReg 100		
4 CSR 110-2.240 4 CSR 120-1.010	Missouri Dental BoardState Board of Embalmers and Funeral Dire	ctors	27 MoReg 104	27 MoReg 495	
4 CSR 120-2.010	State Board of Embalmers and Funeral Dire	ctors	26 MoReg 2276	27 MoReg 495	
4 CSR 120-2.020 4 CSR 120-2.030	State Board of Embalmers and Funeral Dire State Board of Embalmers and Funeral Dire	ctors	26 MoReg 2276	27 MoReg 495	
4 CSR 120-2.030 4 CSR 120-2.040	State Board of Embalmers and Funeral Dire	ctors	26 MoReg 2277	27 MoReg 495	
4 CSR 120-2.050 4 CSR 120-2.060	State Board of Embalmers and Funeral Dire State Board of Embalmers and Funeral Dire	ctors	26 MoReg 2277	27 MoReg 496	
4 CSR 120-2.070	State Board of Embalmers and Funeral Dire	ctors	26 MoReg 2279	27 MoReg 496	
4 CSR 120-2.120 4 CSR 140-1.010	State Board of Embalmers and Funeral Dire Division of Finance			27 MoReg 496	
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4 CSR 140-13.010	Division of Finance		27 MoReg 462		
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4 CSR 165-1.020	Board of Examiners for Hearing Instrument	Specialists	26 MoReg 1656	27 MoReg 255	
4 CSR 165-2.050 4 CSR 165-2.060	Board of Examiners for Hearing Instrument Board of Examiners for Hearing Instrument	Specialists	26 MoReg 1657	27 MoReg 255 27 MoReg 255	
4 CSR 205-1.030	Missouri Board of Occupational Therapy		27 MoReg 18R		
4 CSR 205-3.010 4 CSR 205-3.020	Missouri Board of Occupational Therapy Missouri Board of Occupational Therapy		27 MoReg 18 27 MoReg 18		
4 CSR 210-2.030	State Board of Optometry		27 MoReg 105		
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4 CSR 220-2.085	State Board of Pharmacy				26 MoReg 2433
4 CSR 220-2.650	State Board of Pharmacy		27 MoReg 19		0
4 CSR 230-2.045	State Board of Podiatric Medicine		26 MoReg 2283	27 MoReg 497	
4 CSR 240-2.045	Public Service Commission		27 MoReg 106	This Issue	
4 CSR 240-2.075 4 CSR 240-2.080	Public Service Commission Public Service Commission		27 Mokeg 106	27 MoReg 413W	27 MoReg 512
4 CSR 240-2.115	Public Service Commission		27 MoReg 1005	27 MoReg 437	27 Working 512
4 CSR 240-2.117	Public Service Commission		27 MoReg 107	27 MoReg 413W	
4 CSR 240-2.130	Public Service Commission		26 MoReg 1966	27 MoReg 497	
4 CSR 240-10.020	Public Service Commission	00 M-D 0070	26 MoReg 1659	27 MoReg 256W	
4 CSR 240-13.055 4 CSR 240-35.010	Public Service Commission Public Service Commission		26 MoReg 1659R	27 MoRog 256R	
4 CSR 240-35.010 4 CSR 240-35.020	Public Service Commission		26 MoReg 1659R	27 MoReg 256R	
4 CSR 240-35.030	Public Service Commission		26 MoReg 1660R	27 MoReg 256R	
4 CSR 250-5.020	Missouri Real Estate Commission		26 MoReg 2100	27 MoReg 354	
4 CSR 255-2.010 4 CSR 255-2.020	Missouri Board for Respiratory Care Missouri Board for Respiratory Care		26 MoReg 2404		
4 CSR 255-2.020 4 CSR 255-2.030	Missouri Board for Respiratory Care	••••••	26 MoReg 2404		
4 CSR 265-8.060	Motor Carrier and Railroad Safety				26 MoReg 2181
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5 CSR 30-4.040	DEPARTMENT OF ELEMENTARY AN Division of School Services			This IssueR	
5 CSR 30-4.045	Division of School Services		26 MoReg 2283R	This IssueR	
5 CSR 30-340.010	Division of School Services		26 MoReg 2103	This Issue	
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5 CSR 30-660.030	Division of School Services		26 MoReg 2284R	This IssueR	
5 CSR 30-660.040 5 CSR 30-660.050	Division of School Services		26 MoReg 2284R	This Issuer	
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5 CSR 50-340.110	Division of School Improvement (Changed from 5 CSR 30-340.010)		G		
5 CSR 50-340.200	Division of School Improvement		26 MoReg 2284	This Issue	
5 CSR 60-120.070	Vocational and Adult Education		26 MoReg 2103R.	This IssueK	
5 CSR 80-800.360	Teacher Quality and Urban Education	• • • • • • • • • • • • • • • • • • • •	26 MoReg 2290	1 IIIS 135UC	
5 CSR 80-800.380	Teacher Quality and Urban Education		This Issue		
5 CSR 80-805.030	Teacher Quality and Urban Education		26 MoReg 2291		
5 CSR 100-200.010	Missouri Commission for the Deaf		26 MoReg 1660R	27 MoReg 257R	
5 CSR 100-200.030	Missouri Commission for the Deaf		26 MoReg 1660	27 MoReg 257	
J CSR 100-200.030		• • • • • • • • • • • • • • • • • • • •	26 MoReg 1661	27 MoReg 258	
5 CSR 100-200.040	Missouri Commission for the Deaf		26 MoReg 1662R	27 MoReg 259R	
r CCD 400 000 0ro			26 MoReg 1662	27 MoReg 259	
5 CSR 100-200.050	Missouri Commission for the Deaf		26 MoReg 1662R	27 MoReg 261R	
5 CSR 100-200.060	Missouri Commission for the Deaf	•••••	26 MoReg 1663R	27 MoReg 261	
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5 CSR 100-200.085	Missouri Commission for the Deaf	• • • • • • • • • • • • • • • • • • • •	26 MoReg 1666R	27 MoReg 266R	
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5 CSR 100-200.090	Missouri Commission for the Deaf		26 MoReg 1666R	27 MoReg 267R	
5 CSR 100-200.100	Missouri Commission for the Deaf		26 MoReg 1667R	27 MoReg 267R	
5 CSR 100-200.110	Missouri Commission for the Deaf		26 MoReg 1667R 26 MoReg 1667R	27 MoReg 267	
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5 CSR 100-200.130	Missouri Commission for the Deaf		26 MoReg 1668R	27 MoReg 269R	
5 CSR 100-200.140	Missouri Commission for the Deaf		26 MoReg 1670R	27 MoReg 271R	
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5 CSR 100-200.170	Missouri Commission for the Deaf		26 MoReg 1673R	27 MoReg 273R	
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5 CSR 100-200.180	Missouri Commission for the Deaf		26 MoReg 1675R	27 MoReg 274R	
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6 CSR 10-2.030	DEPARTMENT OF HIGHER EDUCAT Commissioner of Higher Education		26 MoReg 2297	27 MoReg 497	

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7 CSR 10-14.020	DEPARTMENT OF TRANSPO Missouri Highways and Transport		27 MoReg 312		
7 CSR 10-14.020 7 CSR 10-14.030	Missouri Highways and Transport	ation Commission	27 MoReg 312		
7 CSR 10-14.040	Missouri Highways and Transport	ation Commission	27 MoReg 313		
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7 CSR 10-14.060 7 CSR 10-22.020	Missouri Highways and Transport Missouri Highways and Transport	ation Commission	27 MoReg 315	27 MoRog 197	
7 CSR 10-22.040	Missouri Highways and Transport	ation Commission	26 MoReg 2220	27 MoReg 498	
8 CSR 20-8.010	DEPARTMENT OF LABOR AN Labor and Industrial Relations Co	mmission	27 MoReg 399		
8 CSR 50-8.010	Workers' Compensation		27 MoReg 315		
9 CSR 10-7.020	DEPARTMENT OF MENTAL I Director, Department of Mental H		27 MoReg 108		
9 CSR 10-7.030	Director, Department of Mental F Director, Department of Mental F	Health	27 MoReg 108		
9 CSR 25-2.505	Fiscal Management Certification Standards		27 MoReg 109	97 MaDag 409	
9 CSR 30-3.120 9 CSR 30-3.130	Certification Standards	•••••	26 MoReg 2220	27 MoReg 498	
9 CSR 30-3.132	Cartification Standards		26 MoPor 2221	27 MoPor 409	
9 CSR 30-3.140	Certification Standards Certification Standards Certification Standards Certification Standards		26 MoReg 2222	27 MoReg 498	
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9 CSR 30-4.030 9 CSR 30-4.031	Certification Standards	27 MoReg 219	27 MoReg 220		
9 CSR 30-4.032	Certification Standards	27 MoReg 220	27 MoReg 227		
9 CSR 30-4.034	Certification Standards	27 MoReg 221	27 MoReg 228		
9 CSR 30-4.035	Certification Standards	27 MoReg 222	27 MoReg 229		
9 CSR 30-4.039 9 CSR 30-4.042	Certification Standards	27 MoReg 222	27 MoReg 229		
9 CSR 30-4.042 9 CSR 30-4.043	Certification Standards	27 MoReg 223	27 MoReg 229		
9 CSR 30-4.045	Certification Standards Certification Standards	27 MoReg 224	27 MoReg 231		
9 CSR 45-5.060	Division of Mental Retardation ar Developmental Disabilities	ıd			
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10 CSR 10-2.080	Air Conservation Commission		This Issue		
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10 CSR 10-6.080 10 CSR 10-6.110	Air Conservation Commission Air Conservation Commission Air Conservation Commission		27 MoReg 405		
10 CSR 10-6.110 10 CSR 10-6.220	Air Conservation Commission	•••••	This Issue		
10 CSR 10-6.280	Air Conservation Commission		26 MoReg 1570	27 MoReg 275	
10 CSR 20-4.023	Clean Water Commission		26 MoReg 860	Ü	
10 CSR 20-4.043	Clean Water Commission		26 MoReg 861		
10 CSR 20-6.200 10 CSR 20-7.040	Clean Water Commission	•••••	20 MoReg 1970		
10 CSR 20-15.010	Clean Water Commission		26 MoReg 1992	This Issue	
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10 CSR 25-3.260 10 CSR 25-6.263	Hazardous Waste Management Co Hazardous Waste Management Co				
10 CSR 25-0.203 10 CSR 25-12.010	Hazardous Waste Management Co	ommission	27 MoReg 115		
10 CSR 40-10.020	Land Reclamation Commission		26 MoReg 1798		
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10 CSR 60-7.020	Public Drinking Water Program		26 MoReg 1799	27 MoReg 499	
10 CSR 60-10.040	Public Drinking Water Program		26 MoReg 1801	27 MoReg 499	
10 CSR 60-14.020	Public Drinking Water Program Public Drinking Water Program		96 MaDag 1909	97 MoDog 400	26 MoReg 1847
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11 CSR 10-11.230	Adjutant General		27 MoReg 248		
11 CSR 10-11.240	(Changed from 11 CSR 40-4.030) Adjutant General		27 MoReg 249		
	(Changed from 11 CSR 40-4.040)		_		
11 CSR 10-11.250	Adjutant General(Changed from 11 CSR 40-4.050)		_		
11 CSR 30-7.010	Office of the Director	This Issue	This Issue		
11 CSR 40-4.010	Division of Fire Safety(Changed to 11 CSR 10-11.210)				
11 CSR 40-4.020	Division of Fire Safety		27 MoReg 248		
11 CSR 40-4.030	(Changed to 11 CSR 10-11.220) Division of Fire Safety		27 MoReg 248		
	(Changed to 11 CSR 10-11.230) Division of Fire Safety		o .		
11 CSR 40-4.040	(Changed to 11 CSR 10-11 240)		_		
11 CSR 40-4.050	Division of Fire Safety(Changed to 11 CSR 10-11.250)		27 MoReg 249		
11 CSR 40-6.060	Division of Fire Safety	26 MoReg 857			
11 CSR 45-1.090	Missouri Gaming Commission Missouri Gaming Commission		27 MoReg 121		
11 CSR 45-4.030 11 CSR 45-4.200	Missouri Gaming Commission		26 MoReg 2297		
11 CSR 45-4.205	Missouri Gaming Commission		26 MoReg 2298		
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