

**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 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*.

**T**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 3—DEPARTMENT OF CONSERVATION  
Division 10—Conservation Commission  
Chapter 4—Wildlife Code: General Provisions**

**ORDER OF RULEMAKING**

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission adopts a rule as follows:

**3 CSR 10-4.117 Prohibited Species is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on June 1, 2005 (30 MoReg 1112). 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 3—DEPARTMENT OF CONSERVATION  
Division 10—Conservation Commission  
Chapter 6—Wildlife Code: Sport Fishing: Seasons,  
Methods, Limits**

**ORDER OF RULEMAKING**

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

**3 CSR 10-6.415 Restricted Zones is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2005 (30 MoReg 1112-1113). 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 3—DEPARTMENT OF CONSERVATION  
Division 10—Conservation Commission  
Chapter 6—Wildlife Code: Sport Fishing: Seasons,  
Methods, Limits**

**ORDER OF RULEMAKING**

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

**3 CSR 10-6.535 Trout is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2005 (30 MoReg 1113). 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 3—DEPARTMENT OF CONSERVATION  
Division 10—Conservation Commission  
Chapter 7—Wildlife Code: Hunting: Seasons, Methods,  
Limits**

**ORDER OF RULEMAKING**

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

**3 CSR 10-7.410 Hunting Methods is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2005 (30 MoReg 1113-1114). 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 3—DEPARTMENT OF CONSERVATION  
Division 10—Conservation Commission  
Chapter 7—Wildlife Code: Hunting: Seasons,  
Methods, Limits**

**ORDER OF RULEMAKING**

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-7.440 is amended.

This amendment establishes hunting seasons and limits and is excepted by section 536.021, RSMo from the requirement for filing as a proposed amendment.

The Department of Conservation amended 3 CSR 10-7.440 by establishing seasons and limits for hunting migratory waterfowl during the 2005–2006 seasons.

**3 CSR 10-7.440 Migratory Game Birds and Waterfowl: Seasons, Limits**

*PURPOSE: This establishes season dates and bag limits for hunting waterfowl within frameworks established by the U.S. Fish and Wildlife Service for the 2005–2006 seasons.*

(1) Migratory game birds and waterfowl may be taken, possessed, transported and stored as provided in federal regulations. The head or one (1) fully feathered wing must remain attached to all waterfowl while being transported from the field to one's home or a commercial preservation facility. Seasons and limits are as follows:

(E) Blue-winged, green-winged and cinnamon teal may be taken from sunrise to sunset from September 10 through September 18. Limits: four (4) teal in the aggregate of species daily; eight (8) in possession.

SUMMARY OF PUBLIC COMMENT: Seasons and limits are excepted from the requirement of filing as a proposed amendment under section 536.021, RSMo.

This amendment filed July 7, 2005, effective **July 18, 2005**.

**Title 3—DEPARTMENT OF CONSERVATION  
Division 10—Conservation Commission  
Chapter 9—Wildlife Code: Confined Wildlife: Privileges,  
Permits, Standards**

**ORDER OF RULEMAKING**

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

**3 CSR 10-9.110** General Prohibitions; Applications **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2005 (30 MoReg 1114). 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 3—DEPARTMENT OF CONSERVATION  
Division 10—Conservation Commission  
Chapter 9—Wildlife Code: Confined Wildlife: Privileges,  
Permits, Standards**

**ORDER OF RULEMAKING**

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

**3 CSR 10-9.645** Licensed Trout Fishing Area Permit: Privileges, Requirements **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2005 (30 MoReg 1114–1115). 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 3—DEPARTMENT OF CONSERVATION  
Division 10—Conservation Commission  
Chapter 10—Wildlife Code: Commercial Permits:  
Seasons, Methods, Limits**

**ORDER OF RULEMAKING**

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

**3 CSR 10-10.744** Commercial Deer Processing: Permit, Privileges, Requirements **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2005 (30 MoReg 1115). 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 3—DEPARTMENT OF CONSERVATION  
Division 10—Conservation Commission  
Chapter 11—Wildlife Code: Special Regulations for  
Department Areas**

**ORDER OF RULEMAKING**

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

**3 CSR 10-11.115** Closings **is amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2005 (30 MoReg 1115). 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 3—DEPARTMENT OF CONSERVATION  
Division 10—Conservation Commission  
Chapter 12—Wildlife Code: Special Regulations for  
Areas Owned by Other Entities**

**ORDER OF RULEMAKING**

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

**3 CSR 10-12.109 Closed Hours is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2005 (30 MoReg 1115-1116). 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 3—DEPARTMENT OF CONSERVATION  
Division 10—Conservation Commission  
Chapter 12—Wildlife Code: Special Regulations for Areas  
Owned by Other Entities**

**ORDER OF RULEMAKING**

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

**3 CSR 10-12.110 Use of Boats and Motors is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2005 (30 MoReg 1116). 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 3—DEPARTMENT OF CONSERVATION  
Division 10—Conservation Commission  
Chapter 12—Wildlife Code: Special Regulations for Areas  
Owned by Other Entities**

**ORDER OF RULEMAKING**

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

**3 CSR 10-12.115 Bullfrogs and Green Frogs is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2005 (30 MoReg 1116). 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 3—DEPARTMENT OF CONSERVATION  
Division 10—Conservation Commission  
Chapter 12—Wildlife Code: Special Regulations for Areas  
Owned by Other Entities**

**ORDER OF RULEMAKING**

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

**3 CSR 10-12.125 Hunting and Trapping is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2005 (30 MoReg 1116-1117). 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 3—DEPARTMENT OF CONSERVATION  
Division 10—Conservation Commission  
Chapter 12—Wildlife Code: Special Regulations for Areas  
Owned by Other Entities**

**ORDER OF RULEMAKING**

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

**3 CSR 10-12.140 Fishing, Daily and Possession Limits  
is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2005 (30 MoReg 1117-1118). 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 3—DEPARTMENT OF CONSERVATION  
Division 10—Conservation Commission  
Chapter 12—Wildlife Code: Special Regulations for Areas  
Owned by Other Entities**

**ORDER OF RULEMAKING**

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

**3 CSR 10-12.145 Fishing, Length Limits is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2005 (30 MoReg 1118). 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 3—DEPARTMENT OF CONSERVATION  
Division 10—Conservation Commission  
Chapter 12—Wildlife Code: Special Regulations for Areas  
Owned by Other Entities**

**ORDER OF RULEMAKING**

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-12.150 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2005 (30 MoReg 1118-1119). 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 AND EXPLANATION OF CHANGE:** No written comments were received; however, the commission changed section (1) to correct the name for Maramec Spring Park.

**3 CSR 10-12.150 Fishing, Trout Parks**

(1) On Maramec Spring Park, Bennett Spring State Park, Montauk State Park and Roaring River State Park:

(E) Trout fishing is permitted from 8:00 a.m. to 4:00 p.m. daily from the second Friday in November through the second Sunday in February at Maramec Spring Park. Fishing is permitted only by holders of a valid trout permit. Only flies may be used and all fish must be returned to the water unharmed immediately after being caught. Fish may not be possessed on these waters.

**Title 3—DEPARTMENT OF CONSERVATION  
Division 10—Conservation Commission  
Chapter 20—Wildlife Code: Definitions**

**ORDER OF RULEMAKING**

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

**3 CSR 10-20.805 Definitions is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 1, 2005 (30 MoReg 1119). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 60—State Board of Barber Examiners  
Chapter 1—General Rules**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Barber Examiners under sections 328.060.1, RSMo 2000 and 328.075.3 and 610.026, RSMo Supp. 2004, the board amends a rule as follows:

**4 CSR 60-1.025 Fees is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 2, 2005

(30 MoReg 763). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 60—State Board of Barber Examiners  
Chapter 2—Licensure Requirements**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Barber Examiners under sections 328.080 and 328.110, RSMo Supp. 2004, the board amends a rule as follows:

**4 CSR 60-2.015 Licensure by Examination for a Barber is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 2, 2005 (30 MoReg 763-764). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 60—State Board of Barber Examiners  
Chapter 2—Licensure Requirements**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Barber Examiners under sections 328.115.3 and 328.120, RSMo 2000, the board amends a rule as follows:

**4 CSR 60-2.040 Barbershops is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 2, 2005 (30 MoReg 764-767). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 60—State Board of Barber Examiners  
Chapter 3—Curriculum Requirements for Barber  
Schools/Colleges**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Barber Examiners under sections 328.115, 338.120, and 338.150, RSMo 2000 and 328.080, RSMo Supp. 2004, the board amends a rule as follows:

**4 CSR 60-3.015 Rules and Curriculum Prescribed for Barber Schools/Colleges is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 2, 2005 (30 MoReg 768-769). 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 4—DEPARTMENT OF ECONOMIC DEVELOPMENT**

**Division 145—Missouri Board of Geologist Registration  
Chapter 1—General Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Board of Geologist Registration under section 256.465.2, RSMo 2000, the board amends a rule as follows:

**4 CSR 145-1.040 Fees is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 2, 2005 (30 MoReg 783-784). 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 4—DEPARTMENT OF ECONOMIC DEVELOPMENT**

**Division 145—Missouri Board of Geologist Registration  
Chapter 2—Licensure Requirements**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Board of Geologist Registration under sections 256.462.3 and 256.468, RSMo 2000, the board rescinds a rule as follows:

**4 CSR 145-2.060 Licensure by Reciprocity is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on May 2, 2005 (30 MoReg 784). 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 4—DEPARTMENT OF ECONOMIC DEVELOPMENT**

**Division 145—Missouri Board of Geologist Registration  
Chapter 2—Licensure Requirements**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Board of Geologist Registration under sections 256.462.3 and 256.468, RSMo 2000, the board adopts a rule as follows:

**4 CSR 145-2.060 Licensure by Reciprocity is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 2, 2005 (30 MoReg 784-787). 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 4—DEPARTMENT OF ECONOMIC DEVELOPMENT**

**Division 150—State Board of Registration for the Healing Arts**

**Chapter 2—Licensing of Physicians and Surgeons**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under sections 334.075, 334.080 and 334.125, RSMo 2000, the board amends a rule as follows:

**4 CSR 150-2.050 Annual Registration Penalty is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 2, 2005 (30 MoReg 788). 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 4—DEPARTMENT OF ECONOMIC DEVELOPMENT**

**Division 150—State Board of Registration for the Healing Arts**

**Chapter 2—Licensing of Physicians and Surgeons**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under sections 334.090.2 and 334.125, RSMo 2000, the board amends a rule as follows:

**4 CSR 150-2.080 Fees is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 2, 2005 (30 MoReg 788-789). 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 4—DEPARTMENT OF ECONOMIC DEVELOPMENT**

**Division 150—State Board of Registration for the Healing Arts**

**Chapter 2—Licensing of Physicians and Surgeons**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under sections 334.075 and 334.125, RSMo 2000, the board amends a rule as follows:

**4 CSR 150-2.125 Continuing Medical Education is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 2, 2005 (30 MoReg 790-791). 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 4—DEPARTMENT OF ECONOMIC DEVELOPMENT**

**Division 150—State Board of Registration for the Healing Arts  
Chapter 3—Licensing of Physical Therapists and Physical Therapist Assistants**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under sections 334.125, RSMo 2000 and 334.530 and 334.550, RSMo Supp. 2004, the board amends a rule as follows:

**4 CSR 150-3.010 Application for Licensure as a Professional Physical Therapist is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 2, 2005 (30 MoReg 791). 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 4—DEPARTMENT OF ECONOMIC DEVELOPMENT**

**Division 150—State Board of Registration for the Healing Arts  
Chapter 4—Licensing of Speech-Language Pathologists and Audiologists**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Registration for the Healing Arts under sections 334.022 and 334.030, RSMo 2000, the board amends a rule as follows:

**4 CSR 150-4.055 Applicants for Provisional Licensure is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 2, 2005 (30 MoReg 791). 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 4—DEPARTMENT OF ECONOMIC DEVELOPMENT  
Division 232—Missouri State Committee of Interpreters  
Chapter 1—General Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri State Committee of Interpreters under section 209.328.2(2), RSMo 2000, the board amends a rule as follows:

**4 CSR 232-1.040 Fees is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 2, 2005 (30 MoReg 791-792). 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 4—DEPARTMENT OF ECONOMIC DEVELOPMENT**

**Division 232—Missouri State Committee of Interpreters  
Chapter 2—Licensure Requirements**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri State Committee of Interpreters under section 209.328.2(2), RSMo 2000, the board amends a rule as follows:

**4 CSR 232-2.030 Name and Address Change and License Renewal is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 2, 2005 (30 MoReg 792). 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 4—DEPARTMENT OF ECONOMIC DEVELOPMENT**

**Division 232—Missouri State Committee of Interpreters  
Chapter 3—Ethical Rules of Conduct**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri State Committee of Interpreters under sections 209.328.1, RSMo 2000 and 209.334, RSMo Supp. 2004, the board amends a rule as follows:

**4 CSR 232-3.010 General Principles is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 2, 2005 (30 MoReg 792). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT**

**Division 232—Missouri State Committee of Interpreters  
Chapter 3—Ethical Rules of Conduct**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri State Committee of Interpreters under sections 209.328.1, RSMo 2000 and 209.334, RSMo Supp. 2004, the board adopts a rule as follows:

**4 CSR 232-3.030 Mentorship is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 2, 2005 (30 MoReg 792–795). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT**

**Division 263—State Committee for Social Workers  
Chapter 2—Licensure Requirements**

**ORDER OF RULEMAKING**

By the authority vested in the State Committee for Social Workers under sections 337.600, 337.612 and 337.615, RSMo Supp. 2004, the committee amends a rule as follows:

**4 CSR 263-2.045 Provisional Licensed Clinical Social Worker is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 2, 2005 (30 MoReg 796). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT**

**Division 263—State Committee for Social Workers  
Chapter 2—Licensure Requirements**

**ORDER OF RULEMAKING**

By the authority vested in the State Committee for Social Workers under sections 337.650, 337.653, 337.665 and 337.677, RSMo Supp. 2004, the committee amends a rule as follows:

**4 CSR 263-2.047 Provisional Licensed Baccalaureate Social Worker is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 2, 2005 (30 MoReg 796–797). 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 7—DEPARTMENT OF TRANSPORTATION  
Division 10—Missouri Highways and Transportation  
Commission  
Chapter 9—Logo Signing**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Highways and Transportation Commission under section 226.535, RSMo 2000, the commission amends a rule as follows:

**7 CSR 10-9.010 Public Information is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 15, 2005 (30 MoReg 689). 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 7—DEPARTMENT OF TRANSPORTATION  
Division 10—Missouri Highways and Transportation  
Commission  
Chapter 9—Logo Signing**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Highways and Transportation Commission under section 226.535, RSMo 2000, the commission amends a rule as follows:

**7 CSR 10-9.020 Definitions is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 15, 2005 (30 MoReg 689–691). 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 7—DEPARTMENT OF TRANSPORTATION  
Division 10—Missouri Highways and Transportation  
Commission  
Chapter 9—Logo Signing**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Highways and Transportation Commission under section 226.535, RSMo 2000, the commission amends a rule as follows:

**7 CSR 10-9.030 Eligibility Requirements is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 15, 2005 (30 MoReg 691–692). 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: One (1) comment was received and considered.

COMMENT: The Board of Directors of the Missouri Pharmacy Association commented that the rulemaking language was too restrictive. It was felt the requirements would give an unfair advantage to the few pharmacies who can meet the requirements. The board did not feel the change in requirements would benefit potential patients.

RESPONSE: The Federal Highway Administration (FHWA) amended the *Manual on Uniform Traffic Control Devices* for signing, giving states the option to allow signing for pharmacies on specific service signs so long as the pharmacies met the requirements set forth by FHWA. If a pharmacy is to be included on state logo sign programs, the pharmacy must meet the federal requirements. The Missouri Department of Transportation (MoDOT) chose to allow pharmacies to be added to logo signing as they felt it could benefit the public in directing motorists who are in need of emergency pharmacy services. The logo signing is meant to regulate, warn or guide the unfamiliar driver to a pharmacy that is open, regardless of the time of day. MoDOT does not believe this rule change will harm any pharmacy, regardless of size. Further, MoDOT believes the rule change will benefit the motoring public.

**Title 7—DEPARTMENT OF TRANSPORTATION  
Division 10—Missouri Highways and Transportation  
Commission  
Chapter 9—Logo Signing**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Highways and Transportation Commission under section 226.535, RSMo 2000, the commission amends a rule as follows:

7 CSR 10-9.040 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 15, 2005 (30 MoReg 692). The section with changes is reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS AND EXPLANATION OF CHANGE: No comments were received, however, changes have been made to the text of the proposed amendment in order to reflect the correct number of services allowed.

**7 CSR 10-9.040 Specific Service Signs**

(1) Specific service signs on the interstate and primary highway system shall be erected not less than eight hundred feet (800'), or as approved by the department, in advance of the exit direction sign, at the interchange from which the services are available. They shall be installed in the order of pharmacy, tourist attraction, camping, lodging, food and gas, as observed in the direction of travel. No more than four (4) specific service signs shall be erected per exit direction. Logos from two (2) specific service panels may be combined on a single panel to accommodate all six (6) specific services if four (4) specific panels already exist at an interchange.

**Title 7—DEPARTMENT OF TRANSPORTATION  
Division 10—Missouri Highways and Transportation  
Commission  
Chapter 9—Logo Signing**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Highways and Transportation Commission under section 226.535, RSMo 2000, the commission amends a rule as follows:

7 CSR 10-9.050 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 15, 2005 (30 MoReg 692-693). 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 AND EXPLANATION OF CHANGE: No comments were received, however changes have been made to the text of the proposed amendment in order to reflect the correct numerical format of material requirements according to the *Missouri Standard Specifications for Highway Construction*.

**7 CSR 10-9.050 Sign Design and Installation**

(1) Specific service signs shall be constructed and installed so that the exit number shall be displayed at numbered interchanges in place of the directional legend (that is, Next Right, etc.). Signs shall be constructed of Type 3, reflective sheeting with direct applied Type 7 prismatic legend and extruded aluminum panels in accordance with the *Missouri Standard Specifications for Highway Construction*. Department standard construction specifications shall be followed. Sign design will be approved by the department prior to installation.

(2) Supplemental directional signs for ramps must be constructed and installed as follows:

(E) Signs shall be constructed of Type 3 reflective sheeting with direct applied Type 7 prismatic legend and extruded aluminum panels in accordance with the *Missouri Standard Specifications for Highway Construction*. Sign design will be approved by the department prior to installation; and

(4) Business logo signs shall be constructed and installed as follows:

(F) The sign shall be fabricated from a single sheet of minimum sixty-three thousandths inch (.0063") thickness aluminum alloy, 6061-T6 or 5052-483 of ASTM B209. The aluminum shall be treated before applying the reflective sheeting in accordance with the *Missouri Standard Specifications for Highway Construction*. High quality Type 1 or Type 3 reflective sheeting, as defined by *Missouri Standard Specifications for Highway Construction*, shall be used in all cases and shall be applied with mechanical equipment in accordance with manufacturers' specifications;

(G) Minimum reflective intensity for manufactured colors after sign fabrication shall conform to the requirements of standard specifications for retroreflective sheeting for traffic control, American Association of State Highway and Transportation Officials (AASHTO) designation: M268-03. All reflective sheeting shall be Type I or Type III sheeting;

**Title 7—DEPARTMENT OF TRANSPORTATION  
Division 10—Missouri Highways and Transportation  
Commission  
Chapter 9—Logo Signing**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Highways and Transportation Commission under section 226.535, RSMo 2000, the commission amends a rule as follows:

**7 CSR 10-9.060 Administration is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 15, 2005



(30 MoReg 693). 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 40—Family Support Division  
Chapter 110—Fees**

**ORDER OF RULEMAKING**

By the authority vested in the Family Support Division under section 454.400, RSMo 2000, the director rescinds a rule as follows:

**13 CSR 40-110.020 Federal Income Tax Refund Offset Fee is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on April 1, 2005, (30 MoReg 647). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 13—DEPARTMENT OF SOCIAL SERVICES  
Division 40—Family Support Division  
Chapter 110—Fees**

**ORDER OF RULEMAKING**

By the authority vested in the Department of Social Services, Family Support Division under section 454.400.2(5), RSMo 2000, the division withdraws a proposed rule as follows:

**13 CSR 40-110.030 Order Review and Modification Fee is withdrawn.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on March 15, 2005 (30 MoReg 561-562). This proposed rule is withdrawn.

SUMMARY OF COMMENTS: The Family Support Division received two (2) letters of comment on the proposed rule, both in opposition.

RESPONSE: The division is withdrawing this rulemaking in order to conduct further review.

**Title 13—DEPARTMENT OF SOCIAL SERVICES  
Division 70—Division of Medical Services  
Chapter 10—Nursing Home Program**

**ORDER OF RULEMAKING**

By the authority vested in the Division of Medical Services under sections 208.153, 208.159 and 208.201, RSMo 2000, the director amends a rule as follows:

**13 CSR 70-10.015 is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 2, 2005 (30 MoReg 982-986). 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 received several comments on the proposed amendment.

COMMENT: A comment was received indicating that the effect of the proposed amendment is to reimburse nursing facilities less than the reasonable and necessary cost to provide care and services to their residents in compliance with state and federal health and safety standards.

RESPONSE: The division believes its reimbursement plan, including the proposed amendment, is reasonable and adequate to provide care and services to nursing facility residents in compliance with state and federal health and safety standards.

COMMENT: A comment was received indicating that the rule is arbitrary, capricious or unreasonable in that there is no reasonable basis for its promulgation and adoption since the average occupancy of nursing facilities in Missouri is below the eighty-five percent (85%) minimum occupancy established in this amendment.

RESPONSE: The division believes the eighty-five percent (85%) minimum occupancy included in the proposed amendment is reasonable. The minimum occupancy adjustment has been used in Missouri's nursing facility reimbursement plan for many years to encourage efficiencies in nursing facility operations by maintaining a reasonable occupancy level and to avoid costing taxpayers the burden of paying for empty nursing facility beds. The division has determined that an eighty-five percent (85%) occupancy is reasonable and been using the eighty-five percent (85%) minimum occupancy standard since the inception of this regulation which was effective January 1, 1995.

COMMENT: A comment was received indicating that the hold harmless provision is not the best use of resources and that the money should be used to provide incentives to facilities providing quality patient care to nursing facility residents.

RESPONSE: The division believes its reimbursement plan, including the proposed amendment, is reasonable and adequate to provide quality patient care and services to nursing facility residents.

COMMENT: A comment was received indicating that the division did not consider in its rate calculation facilities that have limited their population to meet Certificate of Need (CON) requirements or allowances for fifty percent (50%) occupancy.

RESPONSE AND EXPLANATION OF CHANGE: The division has added subsection (I) to section (21) to take this situation into account when performing the per diem rate calculation.

**13 CSR 70-10.015 Prospective Reimbursement Plan for Nursing Facility Services**

(21) Per Diem Rate Calculation Effective for Dates of Service Beginning July 1, 2005. Effective for dates of service beginning July 1, 2005, the rebase provisions set forth in section (20) shall not apply. Effective for dates of service beginning July 1, 2005, the per diem rates shall be calculated using the same principles and methodology as detailed throughout sections (1)-(19) of this regulation, except that the data indicated in this section (21) shall be used.

(I) Facility size and occupancy rate adjustment. If a facility qualifies for the facility size and occupancy rate adjustment, its facility size and occupancy rate shall be adjusted and used in the calculation of its per diem rate.

1. Qualifying criteria. A nursing facility may qualify for a facility size and occupancy adjustment if it meets all of the following criteria:

A. The facility has been operating only fifty percent (50%) of its licensed bed capacity; and

B. Every resident has been residing in a private room; and

C. The facility has been operating as such (as detailed in subparagraphs (21)(I)1.A. and B. above) from the beginning of their 2001 cost report period through the date the rate is effective as reported on the quarterly survey form, "Missouri Department of Health and Senior Services, Division of Senior Services and Regulation, ICF/SNF Certificate of Need Quarterly Survey" (form MO 886-9001(6-95)) (quarterly survey); and

D. The facility's intent for operating as such is to qualify for a Certificate of Need (CON) in accordance with section 197.318.9, RSMo 2000.

2. Calculation of adjusted facility size, adjusted occupancy rate and adjusted per diem rate.

A. Adjusted facility size. The facility size as defined in subsection (4)(BB) and used in the determination of a facility's capital cost component under the fair rental value system set forth in subsection (11)(D) shall be adjusted to reflect fifty percent (50%) of the licensed bed capacity.

B. Adjusted occupancy rate. The occupancy rate as defined in subsection (4)(MM) shall be adjusted to reflect fifty percent (50%) of the licensed bed capacity by adjusting the bed days used to determine the occupancy rate. The bed days shall be calculated using fifty percent (50%) of the licensed bed capacity and the adjusted occupancy rate shall be calculated by dividing the facility's total actual patient days by the adjusted bed days.

C. The adjusted facility size and the adjusted occupancy rate shall be used to determine the facility's per diem rate in accordance with the remaining provisions of this regulation.

3. The facility must notify the division in writing that it qualifies for this adjustment and provide the proper documentation, including the following:

A. A copy of the quarterly surveys from the beginning of the 2001 cost report period through the date the rate is effective; and

B. A copy of an approved CON obtained under section 197.318.9, RSMo 2000, or a written statement indicating the facility's intention of obtaining a CON under section 197.318.9, RSMo 2000, including a specific time line detailing when they plan to apply for the CON and when they plan to begin construction relative to the CON.

C. The division shall accept such written notification from facilities that qualify for this adjustment as of July 1, 2005 for up to thirty (30) days after the effective date of this amendment.

4. This adjustment shall only apply to nursing facilities with a prospective rate on July 1, 2005 and shall only be granted for the July 1, 2005 rate calculation.

5. Loss of facility size and occupancy rate adjustment and recalculation of per diem rate. If a facility's per diem rate has been set using an adjusted facility size and an adjusted occupancy rate and at least one of the conditions set forth below in (21)(I)5.A.(I)-(IV) is met, the facility will no longer receive the adjustment to the facility size and occupancy rate in determining its per diem rate and its per diem rate shall be recalculated.

A. The conditions for losing the facility size and occupancy rate adjustment include the following:

(I) The facility ceases to operate at fifty percent (50%) of its licensed bed capacity; or

(II) The facility ceases to operate with every resident residing in a private room; or

(III) The facility does not apply for a CON under section 197.318.9, RSMo 2000 within five (5) years of receiving the adjustment; or,

(IV) The facility does not begin the construction relative to the CON obtained under section 197.318.9, RSMo 2000 within five (5) years of receiving the adjustment.

B. If the facility size and occupancy rate adjustment is lost, the facility's per diem rate shall be recalculated using the unadjusted

facility size as set forth in subsection (4)(BB) and the unadjusted bed days and unadjusted occupancy rate as set forth in subsection (4)(MM).

C. The facility must notify the division within thirty (30) days if it no longer qualifies for the facility size and occupancy rate adjustment as a result of meeting one (1) of the conditions listed above in (21)(I)5.A.

(I) If the facility notifies the division of such within thirty (30) days, the effective date of the rate recalculation shall be the date that one (1) of the conditions set forth above in (21)(I)5.A. is met. If more than one (1) of the conditions apply, the effective date shall be the earliest date. The facility shall repay the division any overpayment resulting from the loss of the facility size and occupancy rate adjustment.

(II) If the facility does not notify the division within thirty (30) days, the effective date of the rate recalculation shall be the date the facility size and occupancy rate adjustment was originally granted. The facility shall repay the division any overpayment resulting from the loss of the facility size and occupancy rate adjustment.

(J) The rates effective for dates of service beginning July 1, 2005 shall be determined, as set forth below:

1. A preliminary rate for July 1, 2005 shall be calculated using the same principles and methodology as detailed throughout sections (1)-(19) of this regulation and the updated items detailed above in subsections (21)(A)-(I).

2. The total increase resulting from the July 1, 2005 preliminary rate calculation shall be calculated as follows:

A. Each facility's rate as of June 30, 2004, less the reduction in the nursing facility operations adjustment of fifty-four cents (54¢) effective July 1, 2004 as set forth in paragraph (13)(A)9., shall be compared to the July 1, 2005 preliminary rate calculation.

(I) The high volume adjustment, if applicable, and the NFRA shall not be included in the June 30, 2004 rate or the July 1, 2005 preliminary rate for comparison purposes in determining the total increase.

(II) The high volume adjustment, if applicable, and the current NFRA shall be added to the rate determined below in subparagraphs (21)(J)2.B. and (21)(J)2.C.

B. If the July 1, 2005 preliminary rate is greater than the June 30, 2004 rate including the reduction in the nursing facility operations adjustment of fifty-four cents (54¢) effective July 1, 2004 as set forth in paragraph (13)(A)9., the difference between the two (2) shall represent the total increase. Effective for dates of service beginning July 1, 2005, one-third (1/3) of the total increase shall be added to the facility's rate as of June 30, 2004 including the reduction in the nursing facility operations adjustment of fifty-four cents (54¢) effective July 1, 2004 as set forth in paragraph (13)(A)9. The high volume adjustment, if applicable, and the current NFRA shall be added to that total and shall be the facility's prospective rate for dates of service beginning July 1, 2005.

C. If the July 1, 2005 preliminary rate is less than the June 30, 2004 rate including the reduction in the nursing facility operations adjustment of fifty-four cents (54¢) effective July 1, 2004 as set forth in paragraph (13)(A)9., the facility's prospective rate shall be the facility's rate as of June 30, 2004 including the reduction in the nursing facility operations adjustment of fifty-four cents (54¢) effective July 1, 2004 as set forth in paragraph (13)(A)9. plus the high volume adjustment, if applicable, and the current NFRA.

(K) Interim rates and rates for hospital-based facilities that do not submit cost reports due to having less than one thousand (1,000) patient days for Medicaid residents shall also be recalculated and increases given as set forth above.

*REVISED PRIVATE COST: This proposed amendment will result in a reduction of Medicaid revenues to private entities of approximately \$1,605,000 for SFY 2005 and \$9,540,000 for SFY 2006 versus the estimate of \$1,605,000 for SFY 2005 and \$9,630,000 for SFY 2006, which was submitted with the original proposal.*

REVISED FISCAL NOTE

PRIVATE COST

I. RULE NUMBER

Rule Number and Name:	13 CSR 70-10.015 Prospective Reimbursement Plan for Nursing Facility Services
Type of Rulemaking:	Proposed Amendment

II. SUMMARY OF FISCAL IMPACT

Estimate of the number of entities by class which would likely be affected by the adoption of the proposed rule:	Classification of the business entities which would likely be affected:	Estimate in the aggregate as to the cost of compliance with the rule by the affected entities:
500	Nursing facilities	Annual estimated cost: SFY 2005 = \$1,605,000 SFY 2006 = \$9,540,000

III. WORKSHEET

SFY 2005:

Estimated Paid Days: SFY 2005 *	1,500,000
x Average Rate Decrease	<u>(\$1.07)</u>
Total Estimated Impact: SFY 2005	<u>\$1,605,000</u>

SFY 2006:

Estimated Medicaid Days: SFY 2006	9,000,000
x Average Rate Decrease **	<u>(\$1.06)</u>
Total Estimated Impact: SFY 2006	<u>\$9,540,000</u>

IV. ASSUMPTIONS

Effective for dates of service beginning April 1, 2005, nursing facility rebased rates are calculated using:

- Updated databank – Resulted in an increase in rates due to an increase in the Ancillary ceiling. The increased cost is reflected in the Public Cost Fiscal Note.
- 85% minimum utilization for administration and capital cost components – Resulted in a decrease in rates, as reflected in this Private Cost Fiscal Note.

While nursing facilities will not be disbursing any funds as a result of this proposed amendment, they will not be receiving this amount of revenue from the Missouri Medicaid program.

\* There are approximately 9,000,000 Medicaid days paid for nursing facility services annually. For SFY 2005, the annual level of paid days is prorated over the 2 months remaining in SFY 2005 in which the decreased payment will be made:

$$9,000,000 / 12 \text{ months} \times 2 \text{ months of decreased payments in SFY 05} = 1,500,000$$

\*\* The impact for SFY 2006 is not an additional decrease in rates from the April 1, 2005 rates. It reflects the annual impact of the decrease for SFY 2006.

**Title 13—DEPARTMENT OF SOCIAL SERVICES  
Division 70—Division of Medical Services  
Chapter 10—Nursing Home Program**

SUMMARY OF COMMENTS: No comments were received.

**ORDER OF RULEMAKING**

By the authority vested in the Division of Medical Services under sections 208.153 and 208.201, RSMo 2000, the director amends a rule as follows:

**13 CSR 70-10.080** Prospective Reimbursement Plan for 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 May 2, 2005 (30 MoReg 987-988). 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 60—Attorney General  
Chapter 13—Rules for the Establishment of a Missouri  
No-Call Database**

**ORDER OF RULEMAKING**

By the authority vested in the attorney general under section 407.1101, RSMo 2000, the attorney general amends a rule as follows:

**15 CSR 60-13.060** Methods by Which a Person or Entity Desiring to Make Telephone Solicitations Will Obtain Access to the Database of Residential Subscribers' Notices of Objection to Receiving Telephone Solicitations and the Cost Assessed for Access to the Database **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on April 15, 2005 (30 MoReg 693-697). 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 attorney general received no comments on the proposed amendment.

**Title 20—DEPARTMENT OF INSURANCE  
Division 200—Financial Examination  
Chapter 6—Surplus Lines**

**ORDER OF RULEMAKING**

By the authority vested in the director of the Missouri Department of Insurance under section 374.045, RSMo 2000, the director rescinds a rule as follows:

**20 CSR 200-6.600** Licensing Requirements **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on April 15, 2005 (30 MoReg 698). 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*.

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

**Title 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 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
Edison Credit Union 4200 E. Front Street Kansas City, MO 64120	Active or retired employees of: Waller Logistics, Inc. and Waller Truck Company, Inc.

*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 5—DEPARTMENT OF ELEMENTARY AND  
SECONDARY EDUCATION  
Division 70—Special Education  
Chapter 742—Special Education**

**STATEMENT OF ACTUAL COST**

**5 CSR 70-742.141 Individuals with Disabilities Education Act,  
Public Law 105-17, Part C**

The original estimated cost and fiscal note for the public cost to this rule was published in the *Missouri Register* on February 17, 2004 (29 MoReg 336-337). The cost to state agencies and political subdivisions has exceeded the cost estimate by more than ten percent (10%). Therefore, pursuant to section 536.200.2, RSMo 2000, it is necessary to publish the cost estimate together with the actual cost of the first full fiscal year. The estimated cost was \$18,810,248 and at the end of the first full year, the actual cost to state agencies and political subdivisions was \$24,018,819.

**Title 19—DEPARTMENT OF HEALTH  
AND SENIOR SERVICES  
Division 60—Missouri Health Facilities Review  
Committee  
Chapter 50—Certificate of Need Program  
APPLICATION REVIEW SCHEDULE**

The Missouri Health Facilities Review Committee has initiated review of the applications listed below. A decision is tentatively scheduled for September 19, 2005. These applications are available for public inspection at the address shown below:

**Date Filed**

**Project Number:** Project Name  
City (County)  
Cost, Description

**07/05/05**

**#3792 HS:** Audrain Medical Center  
Mexico (Audrain County)  
\$1,200,000, Acquire linear accelerator

**07/06/05**

**#3791 FS:** Missouri Cancer Care, P.C.  
Wentzville (St. Charles County)  
\$2,200,640, Replace linear accelerator

**07/08/05**

**#3794 HS:** American Multispecialty Group, Inc.  
St. Louis (St. Louis County)  
\$1,618,600, Acquire computerized tomography scanner

**#3785 HS:** Ozarks Medical Center  
West Plains (Howell County)  
\$1,966,785, Acquire cardiac catheterization

Any person wishing to request a public hearing for the purpose of commenting on these applications must submit a written request to this effect, which must be received by August 10, 2005. All written requests and comments should be sent to:

Chairman  
Missouri Health Facilities Review Committee  
c/o Certificate of Need Program  
915 G Leslie Boulevard  
Jefferson City, MO 65101

For additional information contact  
Donna Schuessler, 573-751-6403.

**Title 19—DEPARTMENT OF HEALTH  
AND SENIOR SERVICES  
Division 60—Missouri Health Facilities Review  
Committee  
Chapter 50—Certificate of Need Program**

**EXPEDITED APPLICATION REVIEW SCHEDULE**

The Missouri Health Facilities Review Committee has initiated review of the applications listed below. A decision is tentatively scheduled for August 22, 2005. These applications are available for public inspection at the address shown below:

**Date Filed**

**Project Number:** Project Name  
City (County)  
Cost, Description

**07/11/05**

**#3786 RP:** Teal Lake Assisted Living  
Mexico (Audrain County)

\$1, Long-term care bed expansion through the purchase of 11 residential care facility II beds from Westbrook Terrace Assisted Living, Jefferson City (Cole County)

**#3797 HS:** Southeast Missouri Hospital Cape Girardeau (Cape Girardeau County)  
\$1,660,431, Replace computerized tomography scanner

**#3796 NS:** The Cedars at the JCA Chesterfield (St. Louis County)  
\$2,731,573, Renovate/modernize long-term care facility

Any person wishing to request a public hearing for the purpose of commenting on these applications must submit a written request to this effect, which must be received by August 11, 2005. All written requests and comments should be sent to:

Chairman  
Missouri Health Facilities Review Committee  
c/o Certificate of Need Program  
915 G Leslie Boulevard  
Jefferson City, MO 65101

For additional information contact  
Donna Schuessler, 573-751-6403.

**T**he 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  
TO ALL CREDITORS OF AND CLAIMANTS AGAINST  
H & V ECKHARDT FAMILY LIMITED PARTNERSHIP**

H & V Eckhardt Family Limited Partnership, a Missouri limited partnership, filed its Certificate of Cancellation of Limited Partnership with the Missouri Secretary of State on July 8, 2005, effective on the filing date.

All persons and organizations with claims against said limited partnership must submit them in writing to the limited partnership, c/o James C. Moloney, 7701 Forsyth, Suite 1060, Clayton, Missouri 63105. All claims must include the name, address, and telephone number of the claimant, the amount claimed, the basis for the claim, and the date the claim arose.

All claims against said limited partnership will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication of the last of the three notices required by Missouri statute.

## Rule Changes Since Update to Code of State Regulations

This cumulative table gives you the latest status of rules. It contains citations of rulemakings adopted or proposed after deadline for the monthly Update Service to the *Code of State Regulations*, citations are to volume and page number in the *Missouri Register*, except for material in this issue. The first number in the table cite refers to the volume number or the publication year—27 (2002), 28 (2003), 29 (2004) and 30 (2005). 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, RUC indicates a rule under consideration, and F indicates future effective date.

Rule Number	Agency	Emergency	Proposed	Order	In Addition
1 CSR 10	<b>OFFICE OF ADMINISTRATION</b> State Officials' Salary Compensation Schedule				27 MoReg 189 27 MoReg 1724 28 MoReg 1861 29 MoReg 1610
1 CSR 10-4.010	Commissioner of Administration		This Issue		
1 CSR 10-8.010	Commissioner of Administration		30 MoReg 1614		
1 CSR 10-15.010	Commissioner of Administration		This Issue		
1 CSR 15-3.290	Administrative Hearing Commission		30 MoReg 1437		
1 CSR 15-3.350	Administrative Hearing Commission		30 MoReg 1437		
1 CSR 15-3.380	Administrative Hearing Commission		30 MoReg 1438		
1 CSR 15-3.490	Administrative Hearing Commission		30 MoReg 1438		
1 CSR 20-4.020	Personnel Advisory Board and Division of Personnel		30 MoReg 1044		
1 CSR 40-1.060	Purchasing and Materials Management		30 MoReg 1527		
1 CSR 70-1.010	Missouri Assistive Technology Advisory Council ( <i>Changed from 8 CSR 70-1.010</i> )		30 MoReg 1441		
1 CSR 70-1.020	Missouri Assistive Technology Advisory Council ( <i>Changed from 8 CSR 70-1.020</i> )		30 MoReg 1441		
<b>DEPARTMENT OF AGRICULTURE</b>					
2 CSR 30-2.010	Animal Health		30 MoReg 1529		
2 CSR 30-2.040	Animal Health		30 MoReg 685		
2 CSR 70-11.040	Plant Industries	30 MoReg 1433	30 MoReg 1438		
2 CSR 80-5.010	State Milk Board		30 MoReg 1044		
<b>DEPARTMENT OF CONSERVATION</b>					
3 CSR 10-1.010	Conservation Commission		This Issue		
3 CSR 10-4.117	Conservation Commission		30 MoReg 1112	This Issue	
3 CSR 10-5.205	Conservation Commission		30 MoReg 1532		
3 CSR 10-5.420	Conservation Commission		30 MoReg 1533		
3 CSR 10-6.415	Conservation Commission		30 MoReg 1112	This Issue	
3 CSR 10-6.535	Conservation Commission		30 MoReg 1113	This Issue	
3 CSR 10-7.410	Conservation Commission		30 MoReg 1113	This Issue	
			30 MoReg 1533		
3 CSR 10-7.431	Conservation Commission		N.A.	30 MoReg 1570	
3 CSR 10-7.432	Conservation Commission		N.A.	30 MoReg 1571	
3 CSR 10-7.433	Conservation Commission		N.A.	30 MoReg 1571	
3 CSR 10-7.434	Conservation Commission		N.A.	30 MoReg 1572	
3 CSR 10-7.437	Conservation Commission		N.A.	30 MoReg 1573	
3 CSR 10-7.438	Conservation Commission		N.A.	30 MoReg 1573	
3 CSR 10-7.440	Conservation Commission		N.A.	This Issue	
3 CSR 10-7.455	Conservation Commission		N.A.	30 MoReg 1573	
3 CSR 10-9.110	Conservation Commission		30 MoReg 1114	This Issue	
3 CSR 10-9.645	Conservation Commission		30 MoReg 1114	This Issue	
3 CSR 10-10.744	Conservation Commission		30 MoReg 1115	This Issue	
3 CSR 10-11.115	Conservation Commission		30 MoReg 1115	This Issue	
3 CSR 10-12.109	Conservation Commission		30 MoReg 1115	This Issue	
3 CSR 10-12.110	Conservation Commission		30 MoReg 1116	This Issue	
3 CSR 10-12.115	Conservation Commission		30 MoReg 1116	This Issue	
3 CSR 10-12.125	Conservation Commission		30 MoReg 1116	This Issue	
3 CSR 10-12.140	Conservation Commission		30 MoReg 1117	This Issue	
3 CSR 10-12.145	Conservation Commission		30 MoReg 1118	This Issue	
3 CSR 10-12.150	Conservation Commission		30 MoReg 1119	This Issue	
3 CSR 10-20.805	Conservation Commission		30 MoReg 1119	This Issue	
<b>DEPARTMENT OF ECONOMIC DEVELOPMENT</b>					
4 CSR 15-1.020	Acupuncturist Advisory Committee		30 MoReg 509	30 MoReg 1455	
4 CSR 15-1.030	Acupuncturist Advisory Committee		30 MoReg 509	30 MoReg 1455	
4 CSR 15-3.010	Acupuncturist Advisory Committee		30 MoReg 511	30 MoReg 1455	
4 CSR 30-5.030	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		30 MoReg 1301R 30 MoReg 1301		



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4 CSR 30-5.080	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		30 MoReg 1305		
4 CSR 30-8.020	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		30 MoReg 1310		
4 CSR 30-10.010	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		30 MoReg 1310R 30 MoReg 1310		
4 CSR 30-21.010	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		30 MoReg 1314		
4 CSR 40-3.011	Office of Athletics		30 MoReg 1314R 30 MoReg 1314		
4 CSR 40-4.090	Office of Athletics		30 MoReg 1317R 30 MoReg 1317		
4 CSR 40-5.030	Office of Athletics		30 MoReg 1321		
4 CSR 60-1.025	State Board of Barber Examiners		30 MoReg 763	This Issue	
4 CSR 60-2.015	State Board of Barber Examiners		30 MoReg 763	This Issue	
4 CSR 60-2.040	State Board of Barber Examiners		30 MoReg 764	This Issue	
4 CSR 60-3.015	State Board of Barber Examiners		30 MoReg 768	This Issue	
4 CSR 70-2.032	State Board of Chiropractic Examiners		30 MoReg 769		
4 CSR 70-2.040	State Board of Chiropractic Examiners		30 MoReg 772		
4 CSR 70-2.060	State Board of Chiropractic Examiners		30 MoReg 775		
4 CSR 70-2.070	State Board of Chiropractic Examiners		30 MoReg 775		
4 CSR 70-2.080	State Board of Chiropractic Examiners		30 MoReg 775		
4 CSR 70-2.090	State Board of Chiropractic Examiners		30 MoReg 782		
4 CSR 70-3.010	State Board of Chiropractic Examiners		30 MoReg 782		
4 CSR 95-1.020	Committee for Professional Counselors		30 MoReg 1614		
4 CSR 100	Division of Credit Unions				30 MoReg 1081 30 MoReg 1460 This Issue
4 CSR 110-2.071	Missouri Dental Board		30 MoReg 609	30 MoReg 1574	
4 CSR 110-2.090	Missouri Dental Board		30 MoReg 613R 30 MoReg 613	30 MoReg 1574R 30 MoReg 1574	
4 CSR 110-2.170	Missouri Dental Board		30 MoReg 616	30 MoReg 1574	
4 CSR 110-2.230	Missouri Dental Board		30 MoReg 1048		
4 CSR 110-2.240	Missouri Dental Board		30 MoReg 616	30 MoReg 1575	
4 CSR 110-2.260	Missouri Dental Board		30 MoReg 1048		
4 CSR 145-1.040	Missouri Board of Geologist Registration		30 MoReg 783	This Issue	
4 CSR 145-2.060	Missouri Board of Geologist Registration		30 MoReg 784R 30 MoReg 784	This IssueR This Issue	
4 CSR 150-2.050	State Board of Registration for the Healing Arts		30 MoReg 788	This Issue	
4 CSR 150-2.080	State Board of Registration for the Healing Arts		30 MoReg 788	This Issue	
4 CSR 150-2.125	State Board of Registration for the Healing Arts		30 MoReg 790	This Issue	
4 CSR 150-2.153	State Board of Registration for the Healing Arts		30 MoReg 619	30 MoReg 1575	
4 CSR 150-3.010	State Board of Registration for the Healing Arts		30 MoReg 791	This Issue	
4 CSR 150-3.060	State Board of Registration for the Healing Arts		30 MoReg 622	30 MoReg 1575	
4 CSR 150-4.055	State Board of Registration for the Healing Arts		30 MoReg 791	This Issue	
4 CSR 150-6.010	State Board of Registration for the Healing Arts		30 MoReg 622R 30 MoReg 622	30 MoReg 1575R 30 MoReg 1575	30 MoReg 1668
4 CSR 150-6.020	State Board of Registration for the Healing Arts		30 MoReg 623	30 MoReg 1575	30 MoReg 1668
4 CSR 150-6.025	State Board of Registration for the Healing Arts		30 MoReg 624	30 MoReg 1576	
4 CSR 150-6.030	State Board of Registration for the Healing Arts		30 MoReg 624	30 MoReg 1576	
4 CSR 150-6.040	State Board of Registration for the Healing Arts		30 MoReg 625	30 MoReg 1576	
4 CSR 150-6.050	State Board of Registration for the Healing Arts		30 MoReg 625	30 MoReg 1576	
4 CSR 150-6.060	State Board of Registration for the Healing Arts		30 MoReg 625	30 MoReg 1576	
4 CSR 150-6.070	State Board of Registration for the Healing Arts		30 MoReg 626	30 MoReg 1577	
4 CSR 150-7.135	State Board of Registration for the Healing Arts		30 MoReg 626 30 MoReg 1440	30 MoReg 1577	
4 CSR 195-3.010	Division of Workforce Development		30 MoReg 1322R 30 MoReg 1323		
4 CSR 195-3.020	Division of Workforce Development		30 MoReg 1328		
4 CSR 220-1.010	State Board of Pharmacy		30 MoReg 42 30 MoReg 1119		
4 CSR 220-2.010	State Board of Pharmacy		30 MoReg 42 30 MoReg 1120		
4 CSR 220-2.020	State Board of Pharmacy		30 MoReg 43 30 MoReg 1120		
4 CSR 220-2.050	State Board of Pharmacy		30 MoReg 48 30 MoReg 1123		
4 CSR 220-2.100	State Board of Pharmacy		30 MoReg 1534		
4 CSR 220-4.010	State Board of Pharmacy		30 MoReg 1538		
4 CSR 220-5.020	State Board of Pharmacy		30 MoReg 1538		
4 CSR 220-5.030	State Board of Pharmacy		30 MoReg 48 30 MoReg 1123		
4 CSR 232-1.040	Missouri State Committee of Interpreters		30 MoReg 791	This Issue	
4 CSR 232-2.030	Missouri State Committee of Interpreters		30 MoReg 792	This Issue	
4 CSR 232-3.010	Missouri State Committee of Interpreters		30 MoReg 793	This Issue	

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4 CSR 232-3.030	Missouri State Committee of Interpreters		30 MoReg 793	This Issue	
4 CSR 233-1.040	State Committee of Marital and Family Therapists		30 MoReg 511	30 MoReg 1455	
4 CSR 240-2.061	Public Service Commission		30 MoReg 687		
4 CSR 240-2.071	Public Service Commission		30 MoReg 1332		
4 CSR 240-3.130	Public Service Commission		30 MoReg 627		
4 CSR 240-3.135	Public Service Commission		30 MoReg 628		
4 CSR 240-31.010	Public Service Commission	30 MoReg 1435	30 MoReg 1617		
4 CSR 240-31.030	Public Service Commission		30 MoReg 1617		
4 CSR 240-31.050	Public Service Commission	30 MoReg 1435	30 MoReg 1618		
4 CSR 240-31.060	Public Service Commission		30 MoReg 1619		
4 CSR 240-31.080	Public Service Commission		30 MoReg 1619		
4 CSR 240-33.045	Public Service Commission		30 MoReg 573		
4 CSR 263-2.031	State Committee for Social Workers		This Issue		
4 CSR 263-2.045	State Committee for Social Workers		30 MoReg 796	This Issue	
4 CSR 263-2.047	State Committee for Social Workers		30 MoReg 796	This Issue	
4 CSR 267-2.020	Office of Tattooing, Body Piercing and Branding		30 MoReg 516	30 MoReg 1456	
<b>DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION</b>					
5 CSR 50-340.110	Division of School Improvement		30 MoReg 797R		
5 CSR 50-340.200	Division of School Improvement		30 MoReg 1620R		
5 CSR 50-345.300	Division of School Improvement		30 MoReg 1620		
5 CSR 70-742.141	Special Education				This Issue
5 CSR 80-800.200	Teacher Quality and Urban Education		30 MoReg 1621		
5 CSR 80-800.220	Teacher Quality and Urban Education		30 MoReg 1623		
5 CSR 80-800.230	Teacher Quality and Urban Education		30 MoReg 1625		
5 CSR 80-800.260	Teacher Quality and Urban Education		30 MoReg 1630		
5 CSR 80-800.270	Teacher Quality and Urban Education		30 MoReg 1632		
5 CSR 80-800.280	Teacher Quality and Urban Education		30 MoReg 1634		
5 CSR 80-800.290	Teacher Quality and Urban Education		30 MoReg 1636		
5 CSR 80-800.350	Teacher Quality and Urban Education		30 MoReg 1638		
5 CSR 80-800.360	Teacher Quality and Urban Education		30 MoReg 1640		
5 CSR 80-800.380	Teacher Quality and Urban Education		30 MoReg 1642		
5 CSR 100-200.030	Missouri Commission for the Deaf and Hard of Hearing		30 MoReg 519	30 MoReg 1456	
5 CSR 100-200.045	Missouri Commission for the Deaf and Hard of Hearing		30 MoReg 519R	30 MoReg 1456R	
			30 MoReg 519	30 MoReg 1456	
5 CSR 100-200.060	Missouri Commission for the Deaf and Hard of Hearing		30 MoReg 1440		
5 CSR 100-200.150	Missouri Commission for the Deaf and Hard of Hearing		30 MoReg 520	30 MoReg 1456	
5 CSR 100-200.170	Missouri Commission for the Deaf and Hard of Hearing		30 MoReg 520	30 MoReg 1456	
5 CSR 100-200.210	Missouri Commission for the Deaf and Hard of Hearing		30 MoReg 521	30 MoReg 1457	
5 CSR 100-200.220	Missouri Commission for the Deaf and Hard of Hearing		30 MoReg 522	30 MoReg 1457	
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7 CSR 10-2.010	Missouri Highways and Transportation Commission		This IssueR		
7 CSR 10-9.010	Missouri Highways and Transportation Commission		30 MoReg 689	This Issue	
7 CSR 10-9.020	Missouri Highways and Transportation Commission		30 MoReg 689	This Issue	
7 CSR 10-9.030	Missouri Highways and Transportation Commission		30 MoReg 691	This Issue	
7 CSR 10-9.040	Missouri Highways and Transportation Commission		30 MoReg 692	This Issue	
7 CSR 10-9.050	Missouri Highways and Transportation Commission		30 MoReg 692	This Issue	
7 CSR 10-9.060	Missouri Highways and Transportation Commission		30 MoReg 693	This Issue	
7 CSR 10-25.010	Missouri Highways and Transportation Commission				30 MoReg 1177
7 CSR 10-25.020	Missouri Highways and Transportation Commission		This Issue		
<b>DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS</b>					
8 CSR 70-1.010	Missouri Assistive Technology Advisory Council <i>(Changed to 1 CSR 70-1.010)</i>		30 MoReg 1441		
8 CSR 70-1.020	Missouri Assistive Technology Advisory Council <i>(Changed to 1 CSR 70-1.020)</i>		30 MoReg 1441		
<b>DEPARTMENT OF MENTAL HEALTH</b>					
9 CSR 10-5.206	Director, Department of Mental Health		30 MoReg 629		
<b>DEPARTMENT OF NATURAL RESOURCES</b>					
10 CSR 10-1.030	Air Conservation Commission		30 MoReg 1332		
10 CSR 10-2.390	Air Conservation Commission		30 MoReg 797		
10 CSR 10-5.480	Air Conservation Commission		30 MoReg 818		

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10 CSR 10-6.010	Air Conservation Commission		This Issue		
10 CSR 10-6.020	Air Conservation Commission		This Issue		
10 CSR 10-6.030	Air Conservation Commission		This Issue		
10 CSR 10-6.040	Air Conservation Commission		This Issue		
10 CSR 10-6.065	Air Conservation Commission		30 MoReg 153	30 MoReg 1657	30 MoReg 322
10 CSR 10-6.070	Air Conservation Commission		30 MoReg 635		
10 CSR 10-6.075	Air Conservation Commission		30 MoReg 636		
10 CSR 10-6.080	Air Conservation Commission		30 MoReg 638		
10 CSR 10-6.110	Air Conservation Commission		30 MoReg 1336		
10 CSR 10-6.360	Air Conservation Commission		30 MoReg 522		
10 CSR 10-6.380	Air Conservation Commission		30 MoReg 549		
10 CSR 10-6.390	Air Conservation Commission		30 MoReg 553		
10 CSR 20-7.015	Clean Water Commission		30 MoReg 838		
10 CSR 20-7.031	Clean Water Commission		30 MoReg 843		
10 CSR 23-3.060	Geological Survey and Resource Assessment Division		30 MoReg 975		
10 CSR 23-3.100	Geological Survey and Resource Assessment Division	30 MoReg 755			
10 CSR 23-5.050	Geological Survey and Resource Assessment Division	30 MoReg 760			
10 CSR 40-10.085	Land Reclamation Commission		30 MoReg 1124		
10 CSR 140-2.020	Division of Energy				30 MoReg 574
<b>DEPARTMENT OF PUBLIC SAFETY</b>					
11 CSR 30-5.020	Office of the Director		30 MoReg 1539		
11 CSR 30-5.050	Office of the Director		30 MoReg 1539		
11 CSR 40-5.110	Division of Fire Safety		30 MoReg 1128		
11 CSR 45-1.090	Missouri Gaming Commission		30 MoReg 376	30 MoReg 1457	
11 CSR 45-5.180	Missouri Gaming Commission		30 MoReg 1644		
11 CSR 45-5.181	Missouri Gaming Commission		30 MoReg 1644		
11 CSR 45-5.190	Missouri Gaming Commission		30 MoReg 977		
11 CSR 45-5.200	Missouri Gaming Commission		30 MoReg 376	30 MoReg 1457	
11 CSR 45-5.210	Missouri Gaming Commission		30 MoReg 980		
11 CSR 45-9.030	Missouri Gaming Commission		30 MoReg 982		
11 CSR 80-9.020	Missouri State Water Patrol		30 MoReg 555	30 MoReg 1457	
<b>DEPARTMENT OF REVENUE</b>					
12 CSR 10-2.195	Director of Revenue		30 MoReg 982R		
12 CSR 10-23.428	Director of Revenue	30 MoReg 1491R	30 MoReg 1539R		
12 CSR 10-24.050	Director of Revenue		30 MoReg 1051		
12 CSR 10-24.335	Director of Revenue		This Issue		
12 CSR 10-24.428	Director of Revenue		30 MoReg 1051		
12 CSR 10-24.444	Director of Revenue		30 MoReg 1052		
12 CSR 10-24.448	Director of Revenue	30 MoReg 1603	30 MoReg 1645		
12 CSR 10-24.474	Director of Revenue		30 MoReg 1052		
12 CSR 10-107.100	Director of Revenue		30 MoReg 1345		
12 CSR 10-405.100	Director of Revenue	30 MoReg 603	30 MoReg 639	30 MoReg 1663	
12 CSR 10-405.200	Director of Revenue	30 MoReg 604	30 MoReg 643	30 MoReg 1663	
12 CSR 10-500.210	Director of Revenue		30 MoReg 1052		
<b>DEPARTMENT OF SOCIAL SERVICES</b>					
13 CSR 35-80.020	Children's Division	30 MoReg 1491	30 MoReg 1540		
13 CSR 40-2.200	Family Support Division		30 MoReg 1647		
13 CSR 40-2.240	Family Support Division		30 MoReg 1540R		
13 CSR 40-2.375	Family Support Division	30 MoReg 1436	30 MoReg 1441		
13 CSR 40-2.380	Family Support Division		30 MoReg 1542R		
13 CSR 40-110.020	Family Support Division	30 MoReg 605R	30 MoReg 647R	This IssueR	
13 CSR 40-110.030	Family Support Division		30 MoReg 561	This IssueW	
13 CSR 70-2.020	Division of Medical Services	30 MoReg 1522R	30 MoReg 1542R		
13 CSR 70-3.020	Division of Medical Services		30 MoReg 1130		
13 CSR 70-3.030	Division of Medical Services		30 MoReg 1345		
13 CSR 70-3.160	Division of Medical Services		30 MoReg 1130		
13 CSR 70-3.170	Division of Medical Services		30 MoReg 1444		
13 CSR 70-4.050	Division of Medical Services		30 MoReg 1350		
13 CSR 70-4.080	Division of Medical Services		30 MoReg 1131		
13 CSR 70-4.090	Division of Medical Services	30 MoReg 1522	30 MoReg 1544		
13 CSR 70-4.100	Division of Medical Services	30 MoReg 1109	30 MoReg 1137		
13 CSR 70-4.110	Division of Medical Services		30 MoReg 1354		
13 CSR 70-5.010	Division of Medical Services		30 MoReg 1357		
13 CSR 70-10.015	Division of Medical Services	30 MoReg 761 30 MoReg 1605	30 MoReg 982	This Issue	
13 CSR 70-10.080	Division of Medical Services	30 MoReg 761 30 MoReg 1607	30 MoReg 987	This Issue	
13 CSR 70-15.010	Division of Medical Services		30 MoReg 1549		
13 CSR 70-15.030	Division of Medical Services		30 MoReg 1554		
13 CSR 70-15.080	Division of Medical Services		30 MoReg 1556R		
13 CSR 70-15.110	Division of Medical Services	30 MoReg 1525	30 MoReg 1558		

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13 CSR 70-15.160	Division of Medical Services		30 MoReg 1560		
13 CSR 70-35.010	Division of Medical Services		30 MoReg 1562		
13 CSR 70-40.010	Division of Medical Services		30 MoReg 1448		
13 CSR 70-45.010	Division of Medical Services		30 MoReg 1649		
13 CSR 70-60.010	Division of Medical Services		30 MoReg 1566		
13 CSR 70-90.010	Division of Medical Services		30 MoReg 1450		
13 CSR 70-91.010	Division of Medical Services		30 MoReg 1139		
13 CSR 70-97.010	Division of Medical Services		30 MoReg 1450		
13 CSR 70-99.010	Division of Medical Services		30 MoReg 1451		
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15 CSR 30-50.030	Secretary of State		This Issue		
15 CSR 60-13.060	Attorney General		30 MoReg 693	This Issue	
<b>RETIREMENT SYSTEMS</b>					
16 CSR 50-2.035	The County Employees' Retirement Fund		This Issue		
16 CSR 50-2.110	The County Employees' Retirement Fund		30 MoReg 647	30 MoReg 1577	
16 CSR 50-10.050	The County Employees' Retirement Fund		30 MoReg 1139		
<b>DEPARTMENT OF HEALTH AND SENIOR SERVICES</b>					
19 CSR 20-1.025	Division of Environmental Health and Communicable Disease Prevention		30 MoReg 647	30 MoReg 1665	
19 CSR 20-1.060	Division of Environmental Health and Communicable Disease Prevention		30 MoReg 1056R		
19 CSR 20-2.010	Division of Environmental Health and Communicable Disease Prevention		30 MoReg 1056R		
19 CSR 20-2.030	Division of Environmental Health and Communicable Disease Prevention		30 MoReg 1056R		
19 CSR 20-3.050	Division of Environmental Health and Communicable Disease Prevention		30 MoReg 1141R 30 MoReg 1141		
19 CSR 20-20.080	Division of Environmental Health and Communicable Disease Prevention		30 MoReg 1056		
19 CSR 30-81.030	Division of Health Standards and Licensure	30 MoReg 1608	30 MoReg 1651		
19 CSR 60-50	Missouri Health Facilities Review Committee				30 MoReg 1578 This Issue
19 CSR 60-50.430	Missouri Health Facilities Review Committee	30 MoReg 1525	30 MoReg 1569		
19 CSR 73-2.050	Missouri Board of Nursing Home Administrators		30 MoReg 1357		
<b>DEPARTMENT OF INSURANCE</b>					
20 CSR	Medical Malpractice				28 MoReg 489 29 MoReg 505 30 MoReg 481
20 CSR	Sovereign Immunity Limits				27 MoReg 2319 28 MoReg 2265 30 MoReg 108
20 CSR 200-6.600	Financial Examination		30 MoReg 698R	This IssueR	
20 CSR 300-2.200	Market Conduct Examinations		30 MoReg 988		
20 CSR 400-1.020	Life, Annuities and Health		30 MoReg 1068		
20 CSR 400-3.650	Life, Annuities and Health	30 MoReg 1219	30 MoReg 1358		
20 CSR 400-10.100	Life, Annuities and Health		30 MoReg 1159		
20 CSR 700-1.145	Licensing	30 MoReg 1043	30 MoReg 1068		
20 CSR 700-1.146	Licensing		This Issue		
20 CSR 700-1.147	Licensing		This Issue		
<b>MISSOURI FAMILY TRUST</b>					
21 CSR 10-1.010	Director and Board of Trustees		30 MoReg 1161		
21 CSR 10-1.020	Director and Board of Trustees		30 MoReg 1161		
21 CSR 10-1.030	Director and Board of Trustees		30 MoReg 1162		
21 CSR 10-2.010	Director and Board of Trustees		30 MoReg 1162		
21 CSR 10-3.010	Director and Board of Trustees		30 MoReg 1167		
21 CSR 10-4.010	Director and Board of Trustees		30 MoReg 1168		
21 CSR 10-4.020	Director and Board of Trustees		30 MoReg 1168		

Agency		Publication	Expiration
<b>Department of Agriculture</b>			
<b>Plant Industries</b>			
2 CSR 70-11.040	Bakanae of Rice Exterior Quarantine . . . . .	30 MoReg 1433 . . . . .	November 23, 2005
<b>Department of Economic Development</b>			
<b>Public Service Commission</b>			
4 CSR 240-31.010	Definitions . . . . .	30 MoReg 1435 . . . . .	February 15, 2006
4 CSR 240-31.050	Eligibility for Funding—Low-Income Customers and Disabled Customers . . . . .	30 MoReg 1435 . . . . .	February 15, 2006
<b>Department of Natural Resources</b>			
<b>Geological Survey and Resource Assessment Division</b>			
10 CSR 23-3.100	Sensitive Areas . . . . .	30 MoReg 755 . . . . .	September 27, 2005
10 CSR 23-5.050	Construction Standards for Closed-Loop Heat Pump Wells . . . . .	30 MoReg 760 . . . . .	September 27, 2005
<b>Department of Public Safety</b>			
<b>Adjutant General</b>			
11 CSR 10-5.010	Missouri Veteran's Recognition Program . . . . .	Next Issue . . . . .	January 24, 2006
<b>Department of Revenue</b>			
<b>Director of Revenue</b>			
12 CSR 10-23.428	All Terrain Vehicles Modified for Highway Use . . . . .	30 MoReg 1491 . . . . .	December 16, 2005
12 CSR 10-24.448	Documents Required for Issuance of a Driver or Nondriver License or Instruction Permit . . . . .	30 MoReg 1603 . . . . .	December 29, 2005
12 CSR 10-405.100	Homestead Preservation Credit—Procedures . . . . .	30 MoReg 603 . . . . .	September 15, 2005
12 CSR 10-405.200	Homestead Preservation Credit—Qualifications and Amount of Credit . . . . .	30 MoReg 604 . . . . .	September 15, 2005
<b>Department of Social Services</b>			
<b>Children's Division</b>			
13 CSR 35-80.020	Residential Care Agency Cost Reporting System . . . . .	30 MoReg 1491 . . . . .	December 27, 2005
<b>Family Support Division</b>			
13 CSR 40-2.375	Medical Assistance for Families . . . . .	30 MoReg 1436 . . . . .	December 27, 2005
13 CSR 40-110.020	Federal Income Tax Refund Offset Fee . . . . .	30 MoReg 605 . . . . .	September 25, 2005
<b>Division of Medical Services</b>			
13 CSR 70-2.020	Scope of Medical Services for General Relief Recipients . . . . .	30 MoReg 1522 . . . . .	December 27, 2005
13 CSR 70-4.090	Uninsured Women's Health Program . . . . .	30 MoReg 1522 . . . . .	December 27, 2005
13 CSR 70-4.100	Preventing Medicaid Payment of Expenses Used to Meet Spenddown . . . . .	30 MoReg 1109 . . . . .	October 31, 2005
13 CSR 70-10.015	Prospective Reimbursement Plan for Nursing Facility Services . . . . .	30 MoReg 761 . . . . .	September 27, 2005
13 CSR 70-10.015	Prospective Reimbursement Plan for Nursing Facility Services . . . . .	30 MoReg 1605 . . . . .	December 27, 2005
13 CSR 70-10.080	Prospective Reimbursement Plan for HIV Nursing Facility Services . . . . .	30 MoReg 761 . . . . .	September 27, 2005
13 CSR 70-10.080	Prospective Reimbursement Plan for HIV Nursing Facility Services . . . . .	30 MoReg 1607 . . . . .	December 27, 2005
13 CSR 70-15.110	Federal Reimbursement Allowance (FRA) . . . . .	30 MoReg 1525 . . . . .	December 13, 2005
<b>Department of Health and Senior Services</b>			
<b>Division of Senior Services and Regulation</b>			
19 CSR 30-81.030	Evaluation and Assessment Measures for Title XIX Recipients and Applicants in Long-Term Care Facilities . . . . .	30 MoReg 1608 . . . . .	December 27, 2005
<b>Missouri Health Facilities Review Committee</b>			
19 CSR 60-50.430	Application Package . . . . .	30 MoReg 1525 . . . . .	December 30, 2005
<b>Department of Insurance</b>			
<b>Life, Annuities and Health</b>			
20 CSR 400-3.650	Medicare Supplement Insurance Minimum Standards Act . . . . .	30 MoReg 1219 . . . . .	February 2, 2006
<b>Licensing</b>			
20 CSR 700-1.145	Demonstrating Incompetence, Untrustworthiness or Financial Irresponsibility in the Conduct of Variable Life and Variable Annuity Business by Insurance Producers . . . . .	30 MoReg 1043 . . . . .	January 1, 2006

<b>Executive Orders</b>	<b>Subject Matter</b>	<b>Filed Date</b>	<b>Publication</b>
<b><u>2005</u></b>			
05-01	Rescinds Executive Order 01-09	January 11, 2005	30 MoReg 261
05-02	Restricts new lease and purchase of vehicles, cellular phones, and office space by executive agencies	January 11, 2005	30 MoReg 262
05-03	Closes state's Washington D.C. office	January 11, 2005	30 MoReg 264
05-04	Authorizes Transportation Director to issue declaration of regional or local emergency with reference to motor carriers	January 11, 2005	30 MoReg 266
05-05	Establishes the 2005 Missouri State Government Review Commission	January 24, 2005	30 MoReg 359
05-06	Bans the use of video games by inmates in all state correctional facilities	January 24, 2005	30 MoReg 362
05-07	Consolidates the Office of Information Technology to the Office of Administration's Division of Information Services	January 26, 2005	30 MoReg 363
05-08	Consolidates the Division of Design and Construction to Division of Facilities Management, Design and Construction	February 2, 2005	30 MoReg 433
05-09	Transfers the Missouri Head Injury Advisory Council to the Department of Health and Senior Services	February 2, 2005	30 MoReg 435
05-10	Transfers and consolidates in-home care for elderly and disabled individuals from the Department of Elementary and Secondary Education and the Department of Social Services to the Department of Health and Senior Services	February 3, 2005	30 MoReg 437
05-11	Rescinds Executive Order 04-22 and orders the Department of Health and Senior Services and all Missouri health care providers and others that possess influenza vaccine adopt the Center for Disease Control and Prevention, Advisory Committee for Immunization Practices expanded priority group designations as soon as possible and update the designations as necessary	February 3, 2005	30 MoReg 439
05-12	Designates members of staff with supervisory authority over selected state agencies	March 8, 2005	30 MoReg 607
05-13	Establishes the Governor's Advisory Council for Plant Biotechnology	April 26, 2005	30 MoReg 1110
05-14	Establishes the Missouri School Bus Safety Task Force	May 17, 2005	30 MoReg 1299
05-15	Establishes the Missouri Task Force on Eminent Domain	June 28, 2005	30 MoReg 1610
05-16	Transfers all power, duties and functions of the State Board of Mediation to the Labor and Industrial Relations Commission of Missouri	July 1, 2005	30 MoReg 1612
05-17	Declares a DROUGHT ALERT for the counties of Bollinger, Butler, Cape Girardeau, Carter, Dunklin, Howell, Iron, Madison, Mississippi, New Madrid, Oregon, Pemiscot, Perry, Pike, Ralls, Reynolds, Ripley, Ste. Francois, Ste. Genevieve, Scott, Shannon, Stoddard and Wayne	July 5, 2005	This Issue
05-18	Directs the Director of the Department of Insurance to adopt rules to protect consumer privacy while providing relevant information about insurance companies to the public	July 12, 2005	This Issue
05-19	Creates the Insurance Advisory Panel to provide advice to the Director of Insurance	July 19, 2005	Next Issue
05-20	Establishes the Missouri Homeland Security Advisory Council. Creates the Division of Homeland Security within the Department of Public Safety. Rescinds Executive Orders 02-15 and 02-16	July 21, 2005	Next Issue
<b><u>2004</u></b>			
04-01	Establishes the Public Safety Officer Medal of Valor, and the Medal of Valor Review Board	February 3, 2004	29 MoReg 294
04-02	Designates staff having supervisory authority over agencies	February 3, 2004	29 MoReg 297
04-03	Creates the Missouri Automotive Partnership	January 14, 2004	29 MoReg 151
04-04	Creates the Missouri Methamphetamine Education and Prevention Task Force	January 27, 2004	29 MoReg 154
04-05	Establishes a Missouri Methamphetamine Treatment Task Force	January 27, 2004	29 MoReg 156
04-06	Establishes a Missouri Methamphetamine Enforcement and Environmental Protection Task Force	January 27, 2004	29 MoReg 158
04-07	Establishes the Missouri Commission on Patient Safety and supercedes Executive Order 03-16	February 3, 2004	29 MoReg 299
04-08	Transfers the Governor's Council on Disability and the Missouri Assistive Technology Advisory Council to the Office of Administration	February 3, 2004	29 MoReg 301
04-09	Requires vendors to disclose services performed offshore. Restricts agencies in awarding contracts to vendors of offshore services	March 17, 2004	29 MoReg 533

<b>Executive Orders</b>	<b>Subject Matter</b>	<b>Filed Date</b>	<b>Publication</b>
<b>04-10</b>	Grants authority to Director of Department of Natural Resources to temporarily waive regulations during periods of emergency and recovery	May 28, 2004	29 MoReg 965
<b>04-11</b>	Declares regional state of emergency because of the need to repair electrical outages by various contractors, including a Missouri contractor. Allows temporary exemption from federal regulations	May 28, 2004	29 MoReg 967
<b>04-12</b>	Declares emergency conditions due to severe weather in all Northern and Central Missouri counties	June 4, 2004	29 MoReg 968
<b>04-13</b>	Declares June 11, 2004 to be day of mourning for President Ronald Reagan	June 7, 2004	29 MoReg 969
<b>04-14</b>	Establishes an Emancipation Day Commission. Requests regular observance of Emancipation Proclamation on June 19	June 17, 2004	29 MoReg 1045
<b>04-15</b>	Declares state of emergency due to lost electrical service in St. Louis region	July 7, 2004	29 MoReg 1159
<b>04-19</b>	Implements the EMAC with the State of Florida, activates the EMAC plan, and authorizes the use of the Missouri National Guard	September 10, 2004	29 MoReg 1430
<b>04-20</b>	Reestablishes the Poultry Industry Committee	September 14, 2004	29 MoReg 1432
<b>04-21</b>	Directs the creation of the Forest Utilization Committee within the Missouri Department of Conservation	September 14, 2004	29 MoReg 1434
<b>04-22</b>	Requests health care providers limit influenza vaccinations to high risk persons. Orders various actions by providers, Missouri Department of Health and Senior Services, and Attorney General's Office regarding influenza vaccine supply.	October 25, 2004	29 MoReg 1683
<b>04-23</b>	Creates the Forest Utilization Committee within the Missouri Department of Conservation. Supersedes and rescinds Executive Order 04-21	October 22, 2004	29 MoReg 1685
<b>04-24</b>	Rescinds Executive Order 03-15	October 22, 2004	29 MoReg 1687
<b>04-25</b>	Rescinds Executive Order 03-27	October 22, 2004	29 MoReg 1688
<b>04-26</b>	Authorizes Adjutant General to recognize Noncommissioned Officers with a First Sergeant's ribbon	November 1, 2004	29 MoReg 1791
<b>04-27</b>	Closes state offices Friday November 26, 2004	November 1, 2004	29 MoReg 1792
<b>04-28</b>	Closes state offices Monday, January 10, 2005	December 6, 2004	29 MoReg 2256
<b>04-29</b>	Rescinds Executive Order 04-22	January 4, 2005	30 MoReg 147

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