

**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 2—DEPARTMENT OF AGRICULTURE  
Division 100—Missouri Agricultural and Small Business  
Development Authority  
Chapter 7—Missouri Value-Added Loan Guarantee  
Program (MoVAP)**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Agricultural and Small Business Development Authority under section 348.432, RSMo Supp. 2004, the authority amends a rule as follows:

**2 CSR 100-7.010** Description of Operation, Definitions, Borrower Requirements, Procedures for Making and Collecting Loans and Amending the Rules for the Missouri Value-Added Loan Guarantee Program is **amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 18, 2005 (30 MoReg 150-151). 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 2—DEPARTMENT OF AGRICULTURE  
Division 100—Missouri Agricultural and Small Business  
Development Authority  
Chapter 10—New Generation Cooperative Incentive Tax  
Credit Program**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Agricultural and Small Business Development Authority under section 348.432, RSMo Supp. 2004, the authority amends a rule as follows:

**2 CSR 100-10.010** Description of Operation, Definitions, and Method of Distribution and Repayment of Tax Credits is **amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 18, 2005 (30 MoReg 151). 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 30—Missouri Board for Architects,  
Professional Engineers, Professional Land Surveyors,  
and Landscape Architects  
Chapter 5—Examinations**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects under sections 327.041, RSMo Supp. 2004 and 327.151, RSMo 2000, the board amends a rule as follows:

**4 CSR 30-5.060** Reexamination—Architects is **amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 3, 2005 (30 MoReg 6-7). 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 30—Missouri Board for Architects,  
Professional Engineers, Professional Land Surveyors, and  
Landscape Architects  
Chapter 12—Complaints**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects under sections 327.041 and 620.010.14(7), RSMo Supp. 2004, the board amends a rule as follows:

**4 CSR 30-12.010** Public Complaint Handling and Disposition Procedure is **amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on December 1, 2004 (29 MoReg 2212-2213). 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 95—Committee for Professional Counselors  
Chapter 1—General Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under sections 337.500, 337.520 and 337.535, RSMo 2000, the committee adopts a rule as follows:

**4 CSR 95-1.005** Committee for Professional Counselors—  
General Organization **is adopted**.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on January 3, 2005 (30 MoReg 8-9). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 95—Committee for Professional Counselors  
Chapter 1—General Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under sections 337.507, RSMo Supp 2004 and 337.520, RSMo 2000, the committee rescinds a rule as follows:

**4 CSR 95-1.010** Application for Licensure **is rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 10). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 95—Committee for Professional Counselors  
Chapter 1—General Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under sections 337.507, RSMo Supp 2004 and 337.520, RSMo 2000, the committee rescinds a rule as follows:

**4 CSR 95-1.020** Fees **is rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 10). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 95—Committee for Professional Counselors  
Chapter 1—General Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under sections 337.507, RSMo Supp. 2004 and 337.520.1(2), RSMo 2000, the committee adopts a rule as follows:

**4 CSR 95-1.020** Fees **is adopted**.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on January 3, 2005 (30 MoReg 10). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

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

COMMENT: Teresa M. Odem, LPC submitted a comment concerning the increase in the fee from one hundred forty dollars (\$140) to one hundred fifty dollars (\$150) noting that other licensure boards and committees have lower fees.

RESPONSE: The renewal fee will change from an annual fee of one hundred forty dollars (\$140) to a biennial renewal fee of two hundred dollars (\$200) for a total reduction of eighty dollars (\$80) over the two (2) year time period. The one hundred fifty dollar (\$150) fee pertains to the cost to apply for a license. The former regulatory language required a one hundred dollar (\$100) application fee and a fifty dollars (\$50) score endorsement fee for a total fee of one hundred fifty dollars (\$150). There is no change in the fee to apply for a license. The committee noted that the cost of operation determines the amount of fees that can be charged and such costs are allocated according to the number of licensees within a profession. If a profession has many licensees it is probable that the renewal fee will be less.

**Title 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 95—Committee for Professional Counselors  
Chapter 1—General Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under sections 337.505 and 337.520, RSMo 2000, the committee rescinds a rule as follows:

**4 CSR 95-1.030** Acceptable Agents for Exempt Categories **is rescinded**.

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

3, 2005 (30 MoReg 10-11). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 95—Committee for Professional Counselors  
Chapter 1—General Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under sections 337.520, RSMo 2000 and 610.010-610.030, RSMo 2000 and Supp. 2004, the committee rescinds a rule as follows:

**4 CSR 95-1.040** Policy for Handling Release of Public Records is **rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 11). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 95—Committee for Professional Counselors  
Chapter 1—General Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under sections 337.520, RSMo 2000 and 620.010, RSMo Supp. 2004, the committee adopts a rule as follows:

**4 CSR 95-1.050** Public Complaint Handling and Disposition Procedure is **adopted**.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on January 3, 2005 (30 MoReg 11-14). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 95—Committee for Professional Counselors  
Chapter 1—General Rules**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under sections 337.507, RSMo Supp. 2004 and 337.515 and 337.520(1), RSMo 2000, the committee adopts a rule as follows:

**4 CSR 95-1.060** License Renewal and Changes to License is **adopted**.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on January 3, 2005 (30 MoReg 15-17). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 95—Committee for Professional Counselors  
Chapter 2—Licensure Requirements**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under sections 337.510, RSMo Supp. 2004 and 337.520, RSMo 2000, the committee rescinds a rule as follows:

**4 CSR 95-2.010** Educational Requirements is **rescinded**.

A notice of proposed rulemaking containing the text of the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 18). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 95—Committee for Professional Counselors  
Chapter 2—Licensure Requirements**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under sections 337.510, RSMo Supp. 2004 and 337.520, RSMo 2000, the committee adopts a rule as follows:

**4 CSR 95-2.010** Educational Requirements is **adopted**.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on January 3, 2005 (30 MoReg 18-19). 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: Four (4) comments were received.

COMMENT: Mary Metzeder, Ph.D. commented that a master's degree in psychology should be included in the definition of a mental health discipline in 4 CSR 95-2.010 (2).

RESPONSE: The committee surveyed and met with professors and counselor educators from graduate programs throughout the state and the consensus was that a master's degree in psychology is not substantially the same as a master's degree in counseling because of the theoretical orientation. In reviewing the content of the degrees recognized as meeting the educational requirements outlined in the regulation, such content reflects an orientation to counseling.

COMMENT: E. Grant Jones, Ph.D. commented that 4 CSR 95-2.010(3)(B)2. did not include a minimum number of clock hours composing a graduate program's practicum or internship. Dr. Jones recommended a six hundred (600) hour minimum requirement for graduate programs, noting that such a minimum is within the parameters of the Council for Accreditation of Counseling and Related Education Programs (CACREP) standards already accepted within the regulation.

RESPONSE: The committee continues to review the viability of requiring a six hundred (600) hour minimum for practicum or internships and continues to work with professors and counselor educators to determine how quickly such a requirement could be implemented by a counselor education program that may need to increase the class hours within a practicum or internship. A second concern of the committee involves the interstate mobility of applicants from states such as Illinois and Kansas. The committee determined it cannot ignore the impact of such a requirement on applicants with a degree from another state that could potentially provide counseling services to Missouri residents. Thus, the committee is reviewing practicum and internship composition of those bordering states.

COMMENT: Dr. Jones also suggested that the committee include the term "religion" within the definition of the core area of study, *Social and Cultural Diversity* 4 CSR 95-2.010(4)(C). Dr. Jones noted issues relating to religion is often referred to in various codes of ethics for professional associations.

RESPONSE: The committee noted that the regulation does not exclude courses involving issues of religious diversity from being considered for this core area of study. The committee determined it was impossible to identify all potential areas of diversity that occur within a pluralistic society and could be encompassed by a social and cultural course. Finally, the committee noted that the inclusion of religion by various codes of ethics for professional associations is not a content consideration for core course work, but an ethical consideration.

COMMENT: Two (2) similar comments were received from the National Association of Social Workers-Missouri Chapter and the Missouri Psychological Association. The professional associations recommended that the definition of *Appraisal* in 4 CSR 2.010(4)(G) be amended to reflect statutory language.

RESPONSE: The committee noted that when language exists in a statute it is unnecessary to restate the same language within a regulation. 4 CSR 95-2.020(3)(A) authorizes the acceptance of a Council for Accreditation of Counseling and Related Educational Programs (CACREP) accredited program as meeting educational requirements outlined within 4 CSR 95-2.010. The definition of the core area of study of appraisal within the regulation both condenses the parameters of topics covered by a course in appraisal and reflects the CACREP standard. Finally, the definition was a result of a survey and recommendations from professors and counselor educators of advanced degree counselor education programs throughout the state.

#### Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT

##### Division 95—Committee for Professional Counselors Chapter 2—Licensure Requirements

#### ORDER OF RULEMAKING

By the authority vested in the Committee for Professional Counselors under sections 337.510, RSMo Supp. 2004 and 337.520, RSMo 2000, the committee rescinds a rule as follows:

**4 CSR 95-2.020 Supervised Counseling Experience is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 19). 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 4—DEPARTMENT OF ECONOMIC DEVELOPMENT

##### Division 95—Committee for Professional Counselors Chapter 2—Licensure Requirements

#### ORDER OF RULEMAKING

By the authority vested in the Committee for Professional Counselors under sections 337.510, RSMo Supp. 2004 and 337.520, RSMo 2000, the committee adopts a rule as follows:

**4 CSR 95-2.020 Supervised Counseling Experience is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on January 3, 2005 (30 MoReg 20–24). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

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

COMMENT: Simon Koski, M.Ed., commented that clarification was needed regarding the provisional license category to include when the title could be used and any restrictions regarding the use of such title.

RESPONSE: The title for a provisional license professional counselor is defined in section 337.500(8), RSMo and any additional regulatory language would restate the statute and is not required. 4 CSR 95-2.020 defines the supervised counseling experience requirements that a provisional licensed professional counselor must meet. As part of the experience requirements an application is filed with the committee as required in 4 CSR 95-2.020(2) and includes a detailed explanation of the supervised counseling experience that encompasses the scope of practice defined in section 337.500 (6) and (7), RSMo. Since each application for supervision varies based upon the proposed supervision plan the committee is unable to identify all possible counseling responsibilities of a provisional licensed professional counselor within a regulation. Also, the committee noted that 4 CSR 95-3.010(2) requires any licensee or individual under supervision for licensure to provide services within that counselor's education and training. Finally, an integral part of the supervisory relationship is the continual review, discussion, and application of the law and regulations relating to the supervised experience.

#### Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT

##### Division 95—Committee for Professional Counselors Chapter 2—Licensure Requirements

#### ORDER OF RULEMAKING

By the authority vested in the Committee for Professional Counselors under sections 337.510, RSMo Supp. 2004 and 337.520, RSMo 2000, the committee adopts a rule as follows:

**4 CSR 95-2.021 Supervisors and Supervisory Responsibilities is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on January 3, 2005 (30 MoReg 25–26). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 95—Committee for Professional Counselors  
Chapter 2—Licensure Requirements**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under sections 337.507, RSMo Supp. 2004 and 337.520, RSMo 2000, the committee rescinds a rule as follows:

**4 CSR 95-2.030 Examinations is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 27). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 95—Committee for Professional Counselors  
Chapter 2—Licensure Requirements**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under sections 337.507, RSMo Supp. 2004 and 337.520, RSMo 2000, the committee adopts a rule as follows:

**4 CSR 95-2.030 Examinations is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on January 3, 2005 (30 MoReg 27–28). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 95—Committee for Professional Counselors  
Chapter 2—Licensure Requirements**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under sections 337.510, RSMo Supp. 2004 and 337.520, RSMo 2000, the committee rescinds a rule as follows:

**4 CSR 95-2.040 Reexamination is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 29). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 95—Committee for Professional Counselors  
Chapter 2—Licensure Requirements**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under sections 337.507, RSMo Supp. 2004 and 337.515 and 337.520, RSMo Supp. 2000, the committee rescinds a rule as follows:

**4 CSR 95-2.050 Renewal of License is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 29). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 95—Committee for Professional Counselors  
Chapter 2—Licensure Requirements**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under sections 337.507, RSMo Supp 2004 and 337.520, RSMo 2000, the committee rescinds a rule as follows:

**4 CSR 95-2.060 Name and Address Changes is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 29). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 95—Committee for Professional Counselors  
Chapter 2—Licensure Requirements**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under sections 337.507, RSMo Supp. 2004 and 337.520, RSMo 2000, the committee adopts a rule as follows:

**4 CSR 95-2.065 Application for Licensure is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on January 3, 2005 (30 MoReg 29–33). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT**

**Division 95—Committee for Professional Counselors  
Chapter 2—Licensure Requirements**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under sections 337.507 and 337.510, RSMo Supp. 2004 and 337.520, RSMo 2000, the committee rescinds a rule as follows:

**4 CSR 95-2.070 Reciprocity is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 34). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT**

**Division 95—Committee for Professional Counselors  
Chapter 2—Licensure Requirements**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under sections 337.507 and 337.510, RSMo Supp. 2004 and 337.520, RSMo Supp. 2000, the committee rescinds a rule as follows:

**4 CSR 95-2.080 Endorsement of Written Examination Score is  
rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 34). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT**

**Division 95—Committee for Professional Counselors  
Chapter 3—Professional Responsibility**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under section 337.520, RSMo 2000, the committee rescinds a rule as follows:

**4 CSR 95-3.010 Scope of Coverage is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 34). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT**

**Division 95—Committee for Professional Counselors  
Chapter 3—Professional Responsibility**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under sections 337.520 and 337.525, RSMo 2000 the committee adopts a rule as follows:

**4 CSR 95-3.010 is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on January 3, 2005 (30 MoReg 34–35). Those sections with changes have been reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENT: Six (6) comments were received.

COMMENT: Dr. Alfred O’Laughlin, LPC commented that 4 CSR 95-3.010(2) fails to recognize work experience as a contribution toward a counselor’s competency.

RESPONSE AND EXPLANATION OF CHANGE: The committee concurs with Dr. O’Laughlin’s comment noting that the post master’s supervision required for licensure and continued work experience in the mental health field contributes to a counselor’s competency. The committee amended the regulation accordingly.

COMMENT: Pleasant White, LPC commented that the regulation 4 CSR 95-3.010(6) does not provide how training in various assessment methods to include the DSM-IV would be proved by a counselor.

RESPONSE: The use of course descriptions and a syllabus from a class is utilized by the committee when reviewing content of a core area of study as listed in 4 CSR 95-2.010(5). However, when utilizing various assessment instruments a counselor could submit formal education via a transcript and course description, seminars, continuing education and training, as well as training provided by a test publisher.

COMMENT: Dr. O’Laughlin commented that the regulation exceeded the scope of the regulatory authority of the committee.

RESPONSE: Section 337.520(6) RSMo authorizes the division to promulgate regulations pertaining to “...standards and methods to be used in assessing competency as a professional counselor.” Any tool used in any format of assessment must address the counselor’s competency to refer to that assessment tool or method in the development of a treatment plan and providing therapy.

COMMENT: Dr. O’Laughlin commented that the regulation references a specific publication, DSM-IV, which is updated on occasion and noted that once updated the regulation would not encompass any changes to the newest version of the publication.

RESPONSE AND EXPLANATION OF CHANGE: The committee concurs with Dr. O'Laughlin's comment and amended the regulation accordingly.

COMMENT: Dr. O'Laughlin commented that the regulation requires a counselor to obtain formal courses in the utilization of various assessment tools.

RESPONSE AND EXPLANATION OF CHANGE: The regulation does not mandate additional formal education. Instead the regulation requires adequate education and training that would include formal course work, continuing education, seminars, or training that is provided by a test publisher.

COMMENT: Dr. Alfred O'Laughlin commented that the restriction of emotional or sexual involvement with a client as outlined in 4 CSR 95-3.010(12) was illegal and unconstitutional.

RESPONSE: The restriction of emotional and/or sexual involvement with a client is embraced within various codes ethics of mental health practitioners. Section 337.520.1(2) RSMo authorizes the division to promulgate ethical standards for counselors and the emotional and/or sexual involvement with a client is included because it is an area of professional conduct.

Dr. O'Laughlin cites to *Lawrence v. Texas*, 539 U.S. 558; 123 S.Ct. 2472; 156 L.Ed.2d 508 (2003) as supporting his argument that the states cannot regulate the personal, sexual relationship that may develop between a patient and his/her treating therapist. In fact, *Lawrence* is a case that determined whether or not a Texas statute that made it a crime for two (2) persons of the same sex to engage in intimate sexual contact was constitutional. The Supreme Court held that , "[t]he Texas statute furthers no legitimate state interest which can justify its intrusion into the individual's personal and private life", declaring the statute unconstitutional. *Id.*, 539 U.S. at 561. The Supreme Court's opinion in *Lawrence* does not address a state's right to intrude into an individual's "personal and private life" when such intrusion is supported by compelling reasons to further a legitimate state interest in preventing public harm.

In direct contradiction to the commentary's assertions that the state and, therefore, the committee have no right to prohibit or regulate a counselor's inappropriate personal and/or sexual relationship with his or her clients, are cases that support such conduct as a basis for malpractice or gross negligence claims. See *McNicholes v. Subotnik*, 12 F.3d. 105 (8th Cir. 1993) (affirming summary judgment in a malpractice case against a psychologist who engaged in sexual relationship with his patient); *Perez v. The Missouri State Board of Registration for the Healing Arts*, 803 S.W.2d 106 (W.D. 1991) (ruling that expert testimony was not necessary to establish that professional standards of conduct had been violated — the evidence that the physician had engaged in sexual conduct with his patient was sufficient to support the finding that he had engaged in unethical or unprofessional conduct); and *Benavidez v. United States of America*, (10th Cir. 1999) (finding that courts have uniformly accepted that the mishandling of therapist/client relationships by engaging in sexual conduct constitutes malpractice or gross negligence). What two (2) consenting adults do in a relationship not founded upon a health care issue (physical or mental) is not the subject of the regulation. A relationship that originated from an association with a counselor (i.e. counselor-client/patient relationship), has the potential for an abuse of power or influence when the counselor engages in an exploitive relationship with that client. This exploitation is universally found to be unethical behavior. The regulation addresses the potential for exploitation and the unethical conduct stemming from such exploitation.

#### 4 CSR 95-3.010 Scope of Coverage

(2) A counselor shall practice within the boundaries of his/her competence, based upon education, training, and experience.

(6) When administering, scoring, or interpreting any tests or appraisal instruments, a counselor shall be adequately educated and trained. For the purpose of this rule, adequate training shall be defined as formal, graduate course work that involves the administration and interpretation of the instrument or advance training, such as seminars sponsored by the test publisher. A licensed professional counselor shall have training in diagnostic and assessment tools commonly used in the assessment process.

### Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT

#### Division 95—Committee for Professional Counselors Chapter 3—Professional Responsibility

#### ORDER OF RULEMAKING

By the authority vested in the Committee for Professional Counselors under sections 337.520 and 337.525, RSMo 2000, the committee adopts a rule as follows:

#### 4 CSR 95-3.015 Client Welfare is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on January 3, 2005 (30 MoReg 35–36). 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: Two (2) comments were received.

COMMENT: Dr. Alfred O'Laughlin commented that 4 CSR 95-3.015(1) establishes a standard for a counselor to maintain that is based upon secretarial duties and does not reflect upon a counselor's skill and ability to provide therapy. Additionally, the comment noted that no statute requires that a licensee keep records and such a requirement is not implied in the rulemaking authority of the committee. Dr. O'Laughlin further noted that record keeping for health professionals such as doctors and nurses is different from the record keeping of a counselor and that lack of record keeping by a counselor does not endanger the public.

RESPONSE: The record keeping requirement of the proposed regulatory language does not refer to documenting actual conversations with a client. Instead the regulation refers to tracking information such as presentation of the client's problem, test results, progress notes, treatment plan and client history to include information such as primary care physician and any medication. In mental health practices such information retention is a standard procedure in order to provide services that benefit the client and document such progress throughout the treatment. The committee strongly believes that minimum record keeping is a standard of practice that protects both the client and the counselor.

COMMENT: Dr. Alfred O'Laughlin commented that 4 CSR 95-3.015(5) violates the amendments of the Constitution citing a case *Canterbury v Spence* (464 F 2d.772 1972).

RESPONSE: The regulation does not force a licensee to incriminate her/himself in violation of the federal or state Constitutions. The regulation is an ethical standard for a licensee to follow when reporting misconduct relating to counseling. The case cited is not relevant to the regulation.

### Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT

#### Division 95—Committee for Professional Counselors Chapter 3—Professional Responsibility

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under section 337.520, RSMo 2000, the committee rescinds a rule as follows:

**4 CSR 95-3.020 Definitions is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 36-37). 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 4—DEPARTMENT OF ECONOMIC DEVELOPMENT**

**Division 95—Committee for Professional Counselors  
Chapter 3—Professional Responsibility**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under section 337.520, RSMo 2000, the committee rescinds a rule as follows:

**4 CSR 95-3.030 Ethical Considerations of Canon 1 – Moral and Legal Standards is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 37). 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 4—DEPARTMENT OF ECONOMIC DEVELOPMENT**

**Division 95—Committee for Professional Counselors  
Chapter 3—Professional Responsibility**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under section 337.520, RSMo 2000, the committee rescinds a rule as follows:

**4 CSR 95-3.040 Disciplinary Rules of Canon 1—Moral and Legal Standards is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 37). 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 4—DEPARTMENT OF ECONOMIC DEVELOPMENT**

**Division 95—Committee for Professional Counselors  
Chapter 3—Professional Responsibility**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under section 337.520, RSMo 2000, the committee rescinds a rule as follows:

**4 CSR 95-3.050 Ethical Considerations of Canon 2—Counselor-Client Relationship is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 37). 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 4—DEPARTMENT OF ECONOMIC DEVELOPMENT**

**Division 95—Committee for Professional Counselors  
Chapter 3—Professional Responsibility**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under section 337.520, RSMo 2000, the committee rescinds a rule as follows:

**4 CSR 95-3.060 Disciplinary Rules of Canon 2—Counselor-Client Relationship is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 37-38). 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 4—DEPARTMENT OF ECONOMIC DEVELOPMENT**

**Division 95—Committee for Professional Counselors  
Chapter 3—Professional Responsibility**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under section 337.520, RSMo 2000, the committee rescinds a rule as follows:

**4 CSR 95-3.070 Ethical Considerations of Canon 3 – Professional Relationships is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 38). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 95—Committee for Professional Counselors  
Chapter 3—Professional Responsibility**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under section 337.520, RSMo 2000, the committee rescinds a rule as follows:

**4 CSR 95-3.080** Disciplinary Rules of Canon 3—Professional Relationships **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 38). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 95—Committee for Professional Counselors  
Chapter 3—Professional Responsibility**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under section 337.520, RSMo 2000, the committee rescinds a rule as follows:

**4 CSR 95-3.090** Ethical Considerations of Canon 4—Group Relationships **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 38). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 95—Committee for Professional Counselors  
Chapter 3—Professional Responsibility**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under section 337.520, RSMo 2000, the committee rescinds a rule as follows:

**4 CSR 95-3.100** Disciplinary Rules of Canon 4—Group Relationships **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 38–39). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 95—Committee for Professional Counselors  
Chapter 3—Professional Responsibility**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under section 337.520, RSMo, 2000, the committee rescinds a rule as follows:

**4 CSR 95-3.110** Ethical Considerations of Canon 5—Public Statements/Fees **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 39). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 95—Committee for Professional Counselors  
Chapter 3—Professional Responsibility**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under section 337.520, RSMo 2000, the committee rescinds a rule as follows:

**4 CSR 95-3.120** Disciplinary Rules of Canon 5—Public Statements/Fees **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 39). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 95—Committee for Professional Counselors  
Chapter 3—Professional Responsibility**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under section 337.520, RSMo 2000, the committee rescinds a rule as follows:

**4 CSR 95-3.130** Ethical Considerations of Canon 6—Confidentiality **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 39). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT**

**Division 95—Committee for Professional Counselors  
Chapter 3—Professional Responsibility**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under section 337.520, RSMo 2000, the committee rescinds a rule as follows:

**4 CSR 95-3.140** Disciplinary Rules of Canon 6—Confidentiality is **rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 39-40). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT**

**Division 95—Committee for Professional Counselors  
Chapter 3—Professional Responsibility**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under section 337.520, RSMo 2000, the committee rescinds a rule as follows:

**4 CSR 95-3.150** Ethical Considerations of Canon 7—Assessment is **rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 40). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT**

**Division 95—Committee for Professional Counselors  
Chapter 3—Professional Responsibility**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under section 337.520, RSMo 2000, the committee rescinds a rule as follows:

**4 CSR 95-3.160** Disciplinary Rules of Canon 7—Assessment is **rescinded**.

A notice of proposed rulemaking containing the text of the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 40). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT**

**Division 95—Committee for Professional Counselors  
Chapter 3—Professional Responsibility**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under section 337.520, RSMo 2000, the committee rescinds a rule as follows:

**4 CSR 95-3.170** Ethical Considerations of Canon 8—Research Activities is **rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 40). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT**

**Division 95—Committee for Professional Counselors  
Chapter 3—Professional Responsibility**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under section 337.520, RSMo 2000, the committee rescinds a rule as follows:

**4 CSR 95-3.180** Disciplinary Rules of Canon 8—Research Activities is **rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 40-41). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT**

**Division 95—Committee for Professional Counselors  
Chapter 3—Professional Responsibility**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under section 337.520, RSMo 2000, the committee rescinds a rule as follows:

**4 CSR 95-3.190** Ethical Considerations of Canon 9—Competence is **rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 41). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 95—Committee for Professional Counselors  
Chapter 3—Professional Responsibility**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under section 337.520, RSMo 2000, the committee rescinds a rule as follows:

**4 CSR 95-3.200** Disciplinary Rules of Canon 9—Competence is **rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 41). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 95—Committee for Professional Counselors  
Chapter 3—Professional Responsibility**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under section 337.520, RSMo 2000, the committee rescinds a rule as follows:

**4 CSR 95-3.210** Ethical Considerations of Canon 10—License Credentials is **rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 41). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 95—Committee for Professional Counselors  
Chapter 3—Professional Responsibility**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under section 337.520, RSMo 2000, the committee rescinds a rule as follows:

**4 CSR 95-3.220** Disciplinary Rules of Canon 10—License Credentials is **rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 41–42). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 95—Committee for Professional Counselors  
Chapter 4—Complaint Handling**

**ORDER OF RULEMAKING**

By the authority vested in the Committee for Professional Counselors under section 337.520, RSMo 2000, the committee rescinds a rule as follows:

**4 CSR 95-4.010** Public Complaint Handling and Disposition Procedure is **rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 42). 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 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 withdraws a rule as follows:

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

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on December 1, 2004 (29 MoReg 2216). The proposed amendment is withdrawn.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 220—State Board of Pharmacy  
Chapter 4—Fees Charged by the Board of Pharmacy**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Pharmacy under sections 338.020, 338.035, 338.040, 338.070, 338.140 and 338.280, RSMo 2000 and 338.030, RSMo Supp. 2004, the board amends a rule as follows:

**4 CSR 220-2.030** Education and Licensing Requirements is **amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 3, 2005 (30 MoReg 46–47). 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) day after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 240—Public Service Commission  
Chapter 3—Filing and Reporting Requirements**

**ORDER OF RULEMAKING**

By the authority vested in the Public Service Commission under sections 386.250 and 386.410, RSMo 2000, the commission adopts a rule as follows:

**4 CSR 240-3.513** Filing and Submission Requirements for Telecommunications Company Applications for Approval of Interconnection Agreements, Amendments to Interconnection Agreements, and for Notices of Adoptions of Interconnection Agreements or Statements of Generally Available Terms **is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on January 18, 2005 (30 MoReg 151–152). 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: A public hearing on this proposed rule was held February 23, 2005, and the public comment period ended February 17, 2005. The staff of the Missouri Public Service Commission filed written comments prepared by Natelle Dietrich, Regulatory Economist III, during the public comment period. Those comments were admitted into the record at the public hearing. No other comments were received.

COMMENT: The staff of the Missouri Public Service Commission supports the adoption of the proposed rule in its entirety. No changes have been made as a result of this comment.

**Title 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 240—Public Service Commission  
Chapter 125—Manufactured Home Installers**

**ORDER OF RULEMAKING**

By the authority vested in the Public Service Commission under section 700.692, RSMo Supp. 2004, the commission adopts a rule as follows:

**4 CSR 240-125.010** Definitions **is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on February 15, 2005 (30 MoReg 365–366). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 240—Public Service Commission  
Chapter 125—Manufactured Home Installers**

**ORDER OF RULEMAKING**

By the authority vested in the Public Service Commission under section 700.692, RSMo Supp. 2004, the commission adopts a rule as follows:

**4 CSR 240-125.020** General Provisions **is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on February 15, 2005 (30 MoReg 366). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 240—Public Service Commission  
Chapter 125—Manufactured Home Installers**

**ORDER OF RULEMAKING**

By the authority vested in the Public Service Commission under section 700.692, RSMo Supp. 2004, the commission adopts a rule as follows:

**4 CSR 240-125.030** Exceptions to Licensing Requirements **is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on February 15, 2005 (30 MoReg 366–367). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 240—Public Service Commission  
Chapter 125—Manufactured Home Installers**

**ORDER OF RULEMAKING**

By the authority vested in the Public Service Commission under section 700.692, RSMo Supp. 2004, the commission adopts a rule as follows:

**4 CSR 240-125.040** Manufactured Home Installer License **is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on February 15, 2005 (30 MoReg 367–369). 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 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 240—Public Service Commission  
Chapter 125—Manufactured Home Installers**

**ORDER OF RULEMAKING**

By the authority vested in the Public Service Commission under section 700.692, RSMo Supp. 2004, the commission adopts a rule as follows:

**4 CSR 240-125.050 Limited Use Installer License is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on February 15, 2005 (30 MoReg 370). 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 4—DEPARTMENT OF ECONOMIC DEVELOPMENT  
Division 240—Public Service Commission  
Chapter 125—Manufactured Home Installers**

**ORDER OF RULEMAKING**

By the authority vested in the Public Service Commission under section 700.692, RSMo Supp. 2004, the commission adopts a rule as follows:

**4 CSR 240-125.060 Licensing is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on February 15, 2005 (30 MoReg 370–372). 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 4—DEPARTMENT OF ECONOMIC DEVELOPMENT  
Division 240—Public Service Commission  
Chapter 125—Manufactured Home Installers**

**ORDER OF RULEMAKING**

By the authority vested in the Public Service Commission under section 700.692, RSMo Supp. 2004, the commission adopts a rule as follows:

**4 CSR 240-125.070 Installation Decals is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on February 15, 2005 (30 MoReg 373–375). 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 11—DEPARTMENT OF PUBLIC SAFETY  
Division 30—Office of the Director  
Chapter 7—Driver and Vehicle  
Equipment Regulations**

**ORDER OF RULEMAKING**

By the authority vested in the director of the Department of Public Safety under section 307.030, RSMo 2000, the director adopts a rule as follows:

**11 CSR 30-7.020 Alternate Equipment Regulations for Animal-Drawn Vehicles is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on January 18, 2005 (30 MoReg 163). 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 11—DEPARTMENT OF PUBLIC SAFETY  
Division 45—Missouri Gaming Commission  
Chapter 30—Bingo**

**ORDER OF RULEMAKING**

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

**11 CSR 45-30.025 Bingo Promotions is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 3, 2005 (30 MoReg 67). 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.

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Chapter 30—Bingo**

**ORDER OF RULEMAKING**

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

**11 CSR 45-30.030 Special Bingo Game is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 3, 2005 (30 MoReg 67–68). 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.

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**ORDER OF RULEMAKING**

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

**11 CSR 45-30.035 Bingo Card is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on January 3, 2005 (30 MoReg 68). 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:** A public hearing on this proposed rule was held on February 4, 2005, and the public comment period ended February 3, 2005. The commission received written comments from Chet Doile, Bingo Chairman for the Lake Lotawanna VFW Post. At the public hearing, the commission staff explained the changes and no comments were received.

**COMMENT:** The word “bingo card” is a prehistoric definition commonly used throughout the bingo rules. It is confusing to some people since bingo is now played on paper. In the industry it’s called a “face” which is also confusing to some people. As for thought, is a more appropriate terminology possible?

**RESPONSE:** The definition of a “bingo card” provided in the rule is taken from the definition and description of a bingo card found in section 313.005(1) and (2), RSMo 2000, and therefore any change in the definition of a bingo card cannot occur until such time as section 313.005(1) and (2), RSMo, is amended by the Missouri Legislature.

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**ORDER OF RULEMAKING**

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

**11 CSR 45-30.050 Gross Receipts is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 69). 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.

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**ORDER OF RULEMAKING**

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

11 CSR 45-30.060 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 3, 2005 (30 MoReg 69). 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:** A public hearing on this proposed amendment was held on February 4, 2005, and the public comment period ended February 3, 2005. The commission received written comments from Michael D. Myers, Bingo Chairman for the Heart of the Ozarks Sertoma Club; Matt Stowers for Goodtime Bingo; the Association of Charitable Games Missouri (ACGM); Larry Loos, Bingo Chairman for the Friday Optimist of Cape Girardeau; Marguerite M. Morrissey of St. Michael’s Catholic Church; Constance Marshall, Bingo Chairperson for the Richmond Heights-Crestwood Ladies Auxiliary to VFW Post 3500; and Al Brown, Bingo Chairman for the Kol Am Congregation. At the public hearing, the commission staff explained the changes and one (1) comment was made by W.T. Dawson, Legislative Consultant for ACGM.

**COMMENT:** All comments received by the commission opposed the amendment by asserting that requiring a bingo organization to report a change in the bingo chairperson to the commission within one (1) calendar day would be an undue hardship on many bingo organizations. The majority of comments received also requested that bingo organizations be given thirty (30) calendar days to report a change in the bingo chairperson to the commission.

**RESPONSE AND EXPLANATION OF CHANGE:** Section 313.030, RSMo 2000 requires bingo organizations to “immediately report” changes in any of its officers. The term “immediately” is defined by *Webster’s New World College Dictionary* as, “in an immediate manner.” Due to the undue hardship that would be incurred by many bingo organizations in reporting a change in the bingo chairperson within one (1) calendar day, the commission shall adopt an interpretation of the “immediately report” requirement imposed by section 313.030, RSMo, that allows bingo organizations to report a change in the bingo chairperson within thirty (30) calendar days and is changing section (1) of the rule accordingly.

**Change in officers to be reported to commission—license to be displayed.**

313.030. Any organization licensed to play bingo which changes any of its officers, directors or officials during the term of the bingo license shall immediately report the names and addresses of such individuals to the director, along with a sworn statement of each such individual as required on forms furnished by the director. Each licensee shall display the license in a prominent place in the area where it is to conduct bingo. The license issued by the commission shall authorize the licensee to conduct only the game commonly known as bingo.

**11 CSR 45-30.060 Operator(s)**

(1) Each application or renewal application shall designate a bingo chairperson who shall be responsible for the overall supervision, management, and conduct of the bingo activities. The bingo chairperson shall maintain, or be responsible for maintaining, all records necessary to accurately reflect the bingo operations and shall timely file all required reports. The commission shall be notified as soon as possible but not later than thirty (30) calendar days from the date of any change of the bingo chairperson.

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**ORDER OF RULEMAKING**

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

**11 CSR 45-30.070 Regular Bingo License is withdrawn.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 3, 2005 (30 MoReg 69–70). This proposed amendment is withdrawn.

**SUMMARY OF COMMENTS:** A public hearing on this proposed amendment was held on February 4, 2005, and the public comment period ended February 3, 2005. The commission received four (4) written comments. At the public hearing, the commission staff explained the changes and one (1) comment was made.

**COMMENT:** All comments received by the commission opposed the amendment, due to the fact that the amendment repeated the requirements found in the commission’s proposed amendment to 11 CSR 45-30.040, thereby creating an unneeded and cumbersome redundancy in the two (2) rules.

**RESPONSE:** The commission is withdrawing this rulemaking.

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**ORDER OF RULEMAKING**

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

**11 CSR 45-30.140 Worker—Player is withdrawn.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 3, 2005 (30 MoReg 70). This proposed amendment is withdrawn.

**SUMMARY OF COMMENTS:** A public hearing on this proposed amendment was held on February 4, 2005, and the public comment period ended February 3, 2005. The commission received written comments from James F. Bailey; Constance Marshall, Bingo Chairman for the Richmond Heights-Crestwood Ladies Auxiliary to VFW Post 3500; Al Brown, Bingo Chairman for the Kol Am Congregation; Chet Doile, Bingo Chairman for the Lake Lotawana VFW Post; Ray Bryant for the Hannibal Regional Hospital Auxiliary; Paul Conner, Bingo Chairman for VFW Post 3944; Larry Loos, Bingo Chairman for the Friday Optimist of Cape Girardeau; Association of Charitable Games Missouri (ACGM); Matt Stowers for Goodtime Bingo; and Michael D. Myers, Bingo Chairman of the Heart of the Ozarks Sertoma Club. At the public hearing, the commission staff explained the changes and four (4) comments were made by David Tackett for the Warrensburg American Legion Post 131; W. T. Dawson, Legislative Consultant for ACGM; Larry Loos; and Linda Bennett, Bingo Chairman for the VFW Post 280 Auxiliary.

**COMMENT:** All comments received by the commission were in opposition of the amendment as placing an undue hardship on bingo organizations, due to the fact that it would make it more difficult for organizations to find enough workers to conduct a bingo occasion and sell raffle and sweepstakes tickets during the same occasion if the commission prohibits bingo workers from selling raffle and sweepstakes tickets during any occasion in which they are involved in the management, conduct, or operation of any game of bingo.

**RESPONSE:** The purpose of the proposed amendment was to help ensure that the money bingo organizations received from the sale of raffle and sweepstakes tickets was not commingled with bingo funds, as the commission had received reports that bingo workers selling raffle and sweepstakes tickets were commingling the monies received from the sale of such tickets in the same money pouches and aprons

they store monies received from the sale of bingo cards and pull-tabs, however, based on the unanimity of the comments in opposition of the proposed amendment and assurances from the organizations and persons commenting that raffle and sweepstakes funds would no longer be commingled with bingo funds by bingo workers, the commission is withdrawing this rulemaking.

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**ORDER OF RULEMAKING**

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

11 CSR 45-30.155 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 3, 2005 (30 MoReg 70–71). 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:** A public hearing on this proposed amendment was held on February 4, 2005, and the public comment period ended February 3, 2005. The commission received written comments from the Association of Charitable Games Missouri (ACGM). At the public hearing, the commission staff explained the changes and one (1) comment was made by W.T. Dawson, Legislative Consultant for ACGM.

**COMMENT:** ACGM requested that the commission add the following language to section (2) of the rule, “or any other equipment as may be defined by the Gaming Commission” in order to allow the commission the flexibility to approve bingo equipment in the future without having to amend the rule.

**RESPONSE AND EXPLANATION OF CHANGE:** The commission agrees with ACGM that flexibility to approve bingo equipment in the future without having to amend the rule is a desirable ability for the commission to possess, and therefore; the commission is changing section (1) but not section (2) of the proposed amendment to include language similar to the language proposed by ACGM, as the commission feels the language change should be present in the section of the rule that defines “bingo selection equipment” and not in the section of the rule that addresses only the maintenance of such equipment.

**11 CSR 45-30.155 Bingo Equipment Defined**

(1) In addition to the items listed in section 313.005(3), RSMo the following items are considered paraphernalia used in the conduct of a bingo or pull-tab game or event:

(A) Bingo selection equipment which includes but is not limited to bingo blowers, hoppers, squirrel cages, manual or electronic display boards, electronic bingo card monitoring devices, any equipment designated by the commission as bingo selection equipment; and

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**ORDER OF RULEMAKING**

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

**11 CSR 45-30.160 Equipment is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 71). 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.

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**ORDER OF RULEMAKING**

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

**11 CSR 45-30.170 Records Required is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 71). 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.

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**ORDER OF RULEMAKING**

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

11 CSR 45-30.175 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 3, 2005 (30 MoReg 71-72). 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: A public hearing on this proposed amendment was held on February 4, 2005, and the public comment period ended February 3, 2005. The commission received written comments from R. Lee James for the American Legion Post 117; Constance Marshall, Bingo Chairman for the Richmond Heights-Crestwood Ladies Auxiliary to VFW Post 3500; and Larry Loos, Bingo Chairman for the Friday Optimist of Cape Girardeau. At the public hearing, the commission staff explained the changes and two (2) comments were made by David Tackett for the Warrensburg American Legion Post 131; and Larry Loos.

COMMENT: R. Lee James requested that the commission only require bingo organizations to retain winning bingo sheets and pull-tab cards for a period of one (1) year.

RESPONSE: The commission feels that it is necessary to retain not only winning bingo sheets and pull-tab cards but winning bingo cards as well in order to maintain the integrity of charitable bingo in Missouri, and therefore, the commission will continue to require bingo organizations to maintain winning bingo cards in the amount of two hundred dollars (\$200) or higher for a period of one (1) year.

COMMENT: David Tackett requested that bingo organizations be allowed to let bingo players retain their winning bingo cards, bingo sheets, or pull-tab cards if the players request to do so. Mr. Tackett also requested that bingo organizations only be required to validate winning pull-tab cards in the amount of fifty dollars (\$50) or higher.

RESPONSE: The commission feels that it is necessary to validate all winning bingo sheets, bingo cards, and pull-tab cards, as well as retain all winning bingo sheets and bingo cards in the amount of two hundred dollars (\$200) or higher, in order to maintain the integrity of charitable bingo in Missouri, and therefore, the commission will continue to require bingo organizations to validate all winning bingo sheets, bingo cards, and pull-tab cards, as well as retain winning bingo sheets and bingo cards in the amount of two hundred dollars (\$200) or higher and retain all winning pull-tab cards in the amount of one hundred dollars (\$100) or higher.

COMMENT: Larry Loos wanted to thank the commission for the changes it is making to the rule.

RESPONSE: The commission sincerely appreciates Mr. Loos's kind words and hopes he enjoys the changes to the rule.

COMMENT: Constance Marshall requested that the commission only require bingo organizations to maintain the pull-tab flares for a period of one (1) year.

RESPONSE AND EXPLANATION OF CHANGE: The commission is changing section (6) of the amendment to only require bingo organizations to maintain pull-tab flares for a period of one (1) year from the date of completion of the corresponding pull-tab game.

**11 CSR 45-30.175 Organization (Operator) Record Keeping Requirements**

(6) All pull-tab flares must be retained by the organization for a period of one (1) year from the date the corresponding pull-tab game is completed or terminated upon prior approval by the commission. Each winning pull-tab card for values of one hundred dollars (\$100) or more must be signed by the winner, dated, and retained by the organization for a period of one (1) year.

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**ORDER OF RULEMAKING**

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

11 CSR 45-30.180 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 3, 2005 (30 MoReg 72-73). 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:** A public hearing on this proposed amendment was held on February 4, 2005, and the public comment period ended February 3, 2005. The commission received written comments from the Association of Charitable Games Missouri (ACGM); Jeff Jalovec for Applied Concepts, Inc.; J. Keith Essmyer, Jr., Legal Counsel for the Commission; and Constance Marshall, Bingo Chairman for the Richmond Heights-Crestwood Ladies Auxiliary to VFW Post 3500. At the public hearing, the commission staff explained the changes and one (1) comment was made by W.T. Dawson, Legislative Consultant for ACGM.

**COMMENT:** Constance Marshall requested that the commission not require written inventory records be kept by bingo licensees who do not share their bingo halls or facilities with other licensees.

**RESPONSE:** The commission considers written inventory records to be an important mechanism the commission can use to ensure that the integrity of charitable bingo in Missouri is not being impugned by a bingo organization or its members, and therefore, the commission will continue to require all organizations to maintain written inventory records.

**COMMENT:** J. Keith Essmyer, Jr., commented that the amendment as published in the *Missouri Register* did not accurately reflect the version of the amendment that was originally proposed to the commission, as the commission never intended to delete the original sections (1) and (2) of the rule but intended to incorporate the definition of co-ownership of bingo equipment currently found in 11 CSR 45-30.290 and the permissible rental terms for bingo equipment currently found in 11 CSR 45-30.300, into the rule.

**RESPONSE AND EXPLANATION OF CHANGE:** The commission is changing sections (1) and (2) and adding sections (3) and (5) to the amendment to reflect the original intent of the commission.

**COMMENT:** Jeff Jalovec requested that the commission better define the term "ownership interest."

**RESPONSE AND EXPLANATION OF CHANGE:** The commission is providing a definition of the term "ownership interest" by adding section (4) to the amendment.

**COMMENT:** ACGM commented that the amendment was too restrictive, as the amendment seems to require a bingo organization that holds a bingo occasion away from its regular location for one (1) night to enter into a purchase agreement with a hall provider for bingo equipment for that one (1) night and then sell the equipment back to the hall provider the next day.

**RESPONSE AND EXPLANATION OF CHANGE:** The commission is providing a definition of the term "ownership interest" that includes a lease interest by adding section (4) to the amendment. The commission is also adding sections (6) and (7) to the amendment to codify the commission's present policy that, aside from electronic bingo equipment, a regular bingo licensee conducting a bingo occasion under a special bingo license is not required to have an ownership interest in the bingo equipment used during such an occasion.

### **11 CSR 45-30.180 Inventory, Ownership, and Leasing of Bingo Equipment**

(1) Accurate records must be maintained indicating the quantity and ownership of all equipment used directly in the conduct of bingo. Owner's name must be indicated on the equipment.

(2) Each licensee shall keep a separate inventory of bingo paper and pull-tab cards. Bingo paper and pull-tab cards purchased by one (1) licensee may not be used during another licensee's game without prior approval from the commission.

(3) No bingo licensee that is the holder of a regular bingo license shall use bingo equipment in which the licensee does not have an

ownership interest. Two (2) or more bingo licensees may enter into an agreement for the joint ownership of bingo equipment. No nonlicensee shall share any interest in the equipment except the security interest of an established financial institution. The equipment may not be purchased from a nonlicensee who has an interest in the premises on which the equipment is to be used. A copy of the purchase agreement may be requested by the commission and shall contain the following information:

- (A) The percentage of ownership;
- (B) The total cost of the co-ownership;
- (C) The amount and terms of any time payment (if applicable);
- (D) The name of the seller and other co-owners;
- (E) Acceptable method(s) for sale or disposition of the co-ownership; and
- (F) A description of the bingo equipment purchased.

(4) For the purposes of this rule the term "ownership interest" shall include a sole ownership interest, co-ownership interest, or lease interest in bingo equipment.

(5) Bingo equipment shall only be leased from a licensed supplier. No lease providing for a rental arrangement for bingo equipment shall provide for payment in excess of the reasonable market rental rate for such equipment and in no case shall any payment be based on a percentage of gross receipts or profits derived from the game of bingo.

(6) Except for Electronic Bingo Card Monitoring Devices (EBCMDs), a regular bingo licensee conducting a bingo occasion under a special bingo license may, during the occasion, use bingo equipment in which the licensee does not have an ownership interest.

(7) A regular bingo licensee conducting a bingo occasion under a special bingo license shall not, during the occasion, use any EBCMDs in which the licensee does not have an ownership interest.

## **Title 11—DEPARTMENT OF PUBLIC SAFETY**

### **Division 45—Missouri Gaming Commission**

#### **Chapter 30—Bingo**

### **ORDER OF RULEMAKING**

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

11 CSR 45-30.200 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 3, 2005 (30 MoReg 73). 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:** A public hearing on this proposed amendment was held on February 4, 2005, and the public comment period ended February 3, 2005. The commission received written comments from the Association of Charitable Games Missouri (ACGM). At the public hearing, the commission staff explained the changes and one (1) comment was made by W.T. Dawson, Legislative Consultant for ACGM.

**COMMENT:** ACGM requested that the commission strike the addition of the word "pull-tab" from section (1) of the amendment, as bingo organizations are not permitted to offer merchandise prizes during pull-tab games.

RESPONSE AND EXPLANATION OF CHANGE: The commission is changing section (1) by removing the word “pull-tab” from the section and is adding section (2) to make it clear that the record keeping requirement for merchandise prizes provided with pull-tab games concerns licensed manufacturers and not bingo organizations.

#### 11 CSR 45-30.200 Merchandise Prizes

(1) When merchandise is awarded as a prize in a bingo game, its value shall be the suggested retail price or fair retail market value. Receipts for the purchase of merchandise or documentation as to the suggested retail price or fair market value of donated items to be awarded as merchandise prizes must be retained in the records of any licensee awarding the prizes to players or supplying the prizes to another licensee.

(2) When merchandise is provided or included as a prize with a pull-tab game, its value shall be the suggested retail price or fair retail market value. Receipts for the purchase of merchandise prizes or documentation as to the suggested retail price or fair market value of donated items to be awarded as merchandise prizes must be retained in the records of any licensed manufacturer that invents, fabricates, assembles, or otherwise produces the pull-tab game.

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#### ORDER OF RULEMAKING

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

#### 11 CSR 45-30.205 Game Operation Definitions is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 3, 2005 (30 MoReg 73). 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.

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#### ORDER OF RULEMAKING

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

#### 11 CSR 45-30.210 Reports is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 3, 2005 (30 MoReg 73-74). 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.

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#### ORDER OF RULEMAKING

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

#### 11 CSR 45-30.220 Bank Account is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 74). 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.

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#### ORDER OF RULEMAKING

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

#### 11 CSR 45-30.235 Reasonable Market Rental Rate for Leased Premises and Leased Locations is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 3, 2005 (30 MoReg 74). 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.

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#### ORDER OF RULEMAKING

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

#### 11 CSR 45-30.240 Leased Locations is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 74-75). 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.

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**ORDER OF RULEMAKING**

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

**11 CSR 45-30.270 Premises Defined, Inspections, All Gambling and Gambling Devices Prohibited is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 3, 2005 (30 MoReg 75). 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:** A public hearing on this proposed amendment was held on February 4, 2005, and the public comment period ended February 3, 2005. The commission received written comments from the Association of Charitable Games Missouri (ACGM). At the public hearing, the commission staff explained the changes and one (1) comment was made by W.T. Dawson, Legislative Consultant for ACGM.

**COMMENT:** ACGM opposed the amendment because the commission did not limit its definition of the term “premises” to the area in which an organization holds a bingo occasion, as opposed to the organization’s entire premises. By requiring that an organization allow the commission and its agents to inspect its entire premises, ACGM asserts the commission is unlawfully giving itself the power to search an organization’s premises without first obtaining a search warrant in willful violation of the Fourth and Fourteenth Amendments of the *United States Constitution* and Article I, Section 15 of the *Missouri Constitution*. ACGM also expressed concern over the fact that the commission has disciplined several bingo organizations for possessing illegal gambling devices and other actions committed by organization members not involved in the management, conduct, or operation of any bingo game.

**RESPONSE:** A license to conduct charitable bingo is not a right but a privilege granted to qualified organizations by the citizens of Missouri that allows an organization to conduct an activity that without such a license would be illegal. See: *Seventy-one Sportsman Club, Inc., v. Director of Revenue*, 707 S.W.2d 805, 808 (Mo.App. E.D. 1986), citing *Frank v. Wabash Railroad Company*, 295 S.W.2d 16, 20 (Mo. 1956). In granting a license to conduct charitable bingo to a qualified organization, the state of Missouri retains a public interest as to how and in what manner the organization conducts the game of bingo. “The constitutional guarantees against unreasonable searches and seizures are intended for the protection of private rights only, and do not interfere with investigations into matters of a public nature or in which the public has an interest.” See: *City of St. Louis v. William Carroll*, 494 S.W.2d 1 (Mo. 1973). To ensure that the public’s interest in charitable bingo is protected, the Missouri Legislature has charged the commission under sections 313.004.4 and 313.065, RSMo 2000, with protecting that interest through the enforcement of sections 313.005 to 313.080, RSMo 2000. To effectively enforce sections 313.005 to 313.080, the commission has always required that the entire premises of a licensed organization be open to inspection by the commission or its agents as a condition of licensure. Just as the commission requires the entire premises of a riverboat casino and not just the casino’s gaming floor to be open to inspection by the commission or its agents to ensure the integrity of riverboat gaming in the state, so too does the commission require the entire premises of any bingo licensee to be open to inspection to

ensure the integrity of charitable bingo in the state. The commission routinely receives complaints from the public about bingo licensees conducting illegal activities on the licensees’ premises but outside of the area in which they conduct bingo, such as possessing illegal, untaxed bingo paper or pull-tabs or illegal gambling devices, and the commission’s ability to inspect a licensee’s entire premises to investigate such complaints serves to protect the public’s interest in charitable bingo, as well as ensures that a licensee is not engaging in any illegal activities in violation of that interest.

Traditionally the term “premises” has been defined as, “a piece of real estate; house or building and its land.” See: *Webster’s New World College Dictionary*. In other words, the term “premises” has been traditionally used to refer to a person or organization’s property and all the buildings and structures contained on that property. In 1998, ACGM adopted the traditional definition of premises when it successfully argued in federal court to have the restrictions imposed by Article III, Section 39(a)(7) declared unconstitutional, restrictions that prohibited bingo organizations from advertising bingo games off the organization’s premises, in an effort to make it legal for bingo organizations to advertise bingo games off its property, such as in newspapers. See: *Association of Charitable Games of Missouri v. Missouri Gaming Commission*, 1998 U.S. Dist. Lexis 14433. Now, ACGM is asking the commission to adopt a more restrictive, non-traditional definition of premises in an apparent effort to shield bingo organizations from discipline for actions taken by the organization or its members outside of the bingo gaming area. The commission refuses to adopt a more restrictive definition of premises as such an adoption would greatly curtail the commission’s ability to protect the public’s interest in charitable bingo, especially in light of the fact that the state allows an organization to open its premises to minors accompanied by a parent, as well as open its bingo games to persons as young as sixteen (16). See: Section 313.040(10), RSMo 2000. The commission fears the public interest in charitable bingo would be severely damaged if the commission would allow a bingo licensee to conduct the game of bingo on premises open to minors in which illegal activity was taking place just outside the licensee’s bingo area. As for ACGM’s concerns about actions taken by an organization’s members outside the bingo gaming area, every organization licensed by the commission has a duty to prevent illegal acts by its members and to report any such illegal activities to the commission. See: Section 313.052, RSMo 2000 and 11 CSR 45-30.550.

It would be ludicrous for the commission to create a method by which an organization that is duly licensed by the state of Missouri could operate an illegal enterprise in a room adjacent to or on the same premises where licensed bingo is being conducted with no possibility of penalty from the licensing authority. The commission’s position with regard to premises inspections is solidly founded on the need to ensure the integrity of charitable gaming and thereby protect the public’s interest and trust in charitable bingo operations in Missouri.

**Gaming commission, established, members, appointment—meetings—powers, duties—assigned to department of public safety—compensation, expenses—restricted activities—contracts, permissible—criminal records of applicants open to commission**

313.004.4 The commission shall perform all duties and have all powers and responsibilities conferred and imposed upon it relating to excursion gambling boats, and, after June 30, 1984, the lawful operation of bingo under this chapter . . .

**Restrictions, penalties**

313.040. The conducting of bingo is subject to the following restrictions:

(10) No person under the age of sixteen years may play or participate in the conducting of bingo. Any person under the age of sixteen

years may be within the area where bingo is being played only when accompanied by a parent.

#### Grounds for disciplinary action against licensee

313.052. A holder of any license shall be subject to imposition of penalties, suspension or revocation of such license or other action for any act or failure to act by himself or his agents or employees, that is injurious to the public health, safety, good order and general welfare of the people of the state of Missouri, or that would discredit or tend to discredit charitable bingo in Missouri or the state of Missouri . . .

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

#### ORDER OF RULEMAKING

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

#### **11 CSR 45-30.280** Net Receipts from Bingo and Bank Account is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 3, 2005 (30 MoReg 75–76). 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: A public hearing on this proposed amendment was held on February 4, 2005, and the public comment period ended February 3, 2005. The commission received written comments from Chet Doile, Bingo Chairman for the Lake Lotawanna VFW Post. At the public hearing, the Missouri Gaming Commission staff explained the changes and no comments were made.

COMMENT: Concerning the requirement that all funds be deposited the next business day, do they stay up all night counting and preparing a deposit or do they wait for the next day when they have a doctor's appointment? Two (2) or even three (3) days would seem more reasonable.

RESPONSE: The commission does not find the requirement that an organization deposit its bingo funds into its bingo checking account by the next business day following a bingo occasion to be unduly burdensome on an organization. The requirement is designed to protect against theft and fraud, as well as against the commingling of bingo funds with an organization's non-bingo funds.

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

#### ORDER OF RULEMAKING

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

#### **11 CSR 45-30.290** Co-Ownership of Bingo Equipment is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 76). 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 11—DEPARTMENT OF PUBLIC SAFETY Division 45—Missouri Gaming Commission Chapter 30—Bingo

#### ORDER OF RULEMAKING

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

#### **11 CSR 45-30.300** Equipment Leases, Reasonable Market Rental Rate is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 76). 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 11—DEPARTMENT OF PUBLIC SAFETY Division 45—Missouri Gaming Commission Chapter 30—Bingo

#### ORDER OF RULEMAKING

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

#### **11 CSR 45-30.340** Participation of Full-Time Employee, Full-Time Staff Member or Ordained Member of Clergy is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 3, 2005 (30 MoReg 76–77). 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: A public hearing on this proposed amendment was held on February 4, 2005, and the public comment period ended February 3, 2005. The commission received written comments from the Association of Charitable Games Missouri (ACGM). At the public hearing, the commission staff explained the changes and one (1) comment was made by W.T. Dawson, Legislative Consultant for ACGM.

COMMENT: ACGM inquired as to why part-time employees were not included in the amendment.

RESPONSE: Article III, Section 39(a)(3) of the *Missouri Constitution* prohibits paid staff members of a bingo organization from participating in the conduct, management, or operation of any game of bingo. The Missouri Legislature (legislature) defined this prohibition in section 313.040(2), RSMo 2000, to allow full-time

employees or staff members who volunteer their time to assist in the conduct and management of the game of bingo, provided such employees or staff members are approved by the commission to do so. The commission's current policy is to define a full-time employee or staff member as any person working a reasonable number of hours in a full-time position. Any changes to the restriction imposed by section 313.040(2), to only allow full-time employees or staff members and not part-time employees or staff members to assist in the conduct and management of the game of bingo may only be accomplished by an act of the legislature and not the commission.

**Article III, Section 39(a) of the Missouri Constitution. Bingo may be authorized—requirements.**

(3) No person shall participate in the management, conduct, or operation of any game unless that person:

(a) Has been a bona fide member of the licensed organization for two years immediately preceding such participation, and volunteers the time and service necessary to conduct the game;

(b) Is not a paid staff person for the licensed organization;

(c) Is not and has never been a professional gambler or gambling promoter;

(d) Has never purchased a tax stamp for wagering or gambling activity;

(e) Has never been convicted of any felony;

(f) Has never been convicted or pleaded nolo contendere to any illegal gambling activity;

(g) Is of good moral character;

**Restrictions, penalties.**

313.040. The conducting of bingo is subject to the following restrictions:

(2) . . . Any person who is a duly ordained minister of the clergy and any person who is a full-time employee or staff member of the licensed organization employed for at least two years by that organization in a capacity not directly related to the conducting or managing of the game of bingo, who has specific assigned duties under a definite job description with the licensed organization, and who volunteers time and assistance to the organization without compensation for such time and assistance in the conducting and managing of the game of bingo by the organization shall not be considered a paid staff person for the purposes of this subdivision. No full-time employee or staff member shall volunteer such time and assistance to more than one organization nor more than one day in any week. The commission shall establish guidelines for the determination of whether a person is a paid staff person within the meaning of this subdivision and shall specifically approve any full-time employee or staff member of the organization before such employee or staff member may volunteer time and assistance in the conducting and managing of bingo games for any organization. The commission may suspend the approval of any employee or staff member.

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

**ORDER OF RULEMAKING**

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

**11 CSR 45-30.350 Pull-Tab Cards is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 3, 2005 (30 MoReg 77). 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:** A public hearing on this proposed rescission was held on February 4, 2005, and the public comment period ended February 3, 2005. The commission received written comments from Larry Loos, Bingo Chairman for the Friday Optimist of Cape Girardeau. At the public hearing, the commission staff explained the changes and one (1) comment was made by Larry Loos.

**COMMENT:** Larry Loos offered combined comments on the proposed rescission of 11 CSR 45-30.350 and the proposed amendment to 11 CSR 45-30.355.

**RESPONSE:** As the majority of Mr. Loos's comments concerned the proposed amendment to 11 CSR 45-30.350, the commission chose to address Mr. Loos's comments in the commission's responses to comments received for the proposed amendment to 11 CSR 45-30.355.

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

**ORDER OF RULEMAKING**

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

**11 CSR 45-30.370 Progressive Games is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 3, 2005 (30 MoReg 78). 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:** A public hearing on this proposed amendment was held on February 4, 2005, and the public comment period ended February 3, 2005. The commission received written comments from Jeff Jalovec of Applied Concepts, Inc. At the public hearing, the commission staff explained the changes and no comments were made.

**COMMENT:** By "progressive" do you mean multiple payouts for a single game (i.e., letter X followed by letter T and then a cover all game)? Do pots carry over from game to game? Is there a carry over of some of the prize money to a subsequent session? Please clarify.

**RESPONSE:** A bingo licensee may conduct two (2) progressive games per occasion in which the established prize amount must be increased from one (1) occasion to the next scheduled occasion if no player completes the required winning pattern within the specified number of bingo balls drawn as posted by the game operator. The winning prize for a progressive game does not have to be the game's full amount, as one (1) stated consolation prize may be offered and awarded provided the consolation prize is less than the value of the winning prize. The definition of a progressive game and the restrictions placed on such a game by the commission are published in 11 CSR 45-30.370 Progressive Games.

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

**ORDER OF RULEMAKING**

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

**11 CSR 45-30.525 Supplier Record Keeping Requirements  
is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 3, 2005 (30 MoReg 78–79). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

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

**ORDER OF RULEMAKING**

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

**11 CSR 45-30.545 Contraband is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 3, 2005 (30 MoReg 79). 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: A public hearing on this proposed amendment was held on February 4, 2005, and the public comment period ended February 3, 2005. The commission received written comments from Chet Doile, Bingo Chairman for the Lake Lotawana VFW Post. At the public hearing, the commission staff explained the changes and no comments were made.

COMMENT: In my opinion, any print shop can print what might appear to be bingo faces. It should not be this type of paper that is prohibited, just the use of it.

RESPONSE: Possession of any bingo paper that does not meet the statutory requirements of section 313.004 to 313.085, RSMo, or has not been approved by the commission, by a bingo licensee would discredit or tend to discredit charitable bingo operations in Missouri, as such paper may be used to deceive and defraud the public.

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

**ORDER OF RULEMAKING**

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

**11 CSR 45-30.575 Pull-Tab Packaging, Assembly and  
Distribution is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 3, 2005 (30 MoReg 79–80). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

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

**ORDER OF RULEMAKING**

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

**11 CSR 45-30.600 Electronic Bingo Card Monitoring Devices  
is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 3, 2005 (30 MoReg 80). 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: A public hearing on this proposed amendment was held on February 4, 2005, and the public comment period ended February 3, 2005. The commission received written comments from Matt Stowers of Good Time Bingo. At the public hearing, the commission staff explained the changes and no comments were made.

COMMENT: To be able to continue to sell and load electronics during early specials as long as other games are not part of the electronics packages could be nothing but beneficial to the organization. By allowing this to happen, no one is at an unfair advantage over another person because the game involved in the electronic units have not been in play during the “early bird” or similar sessions. If the sale of electronics stops at the start of an early session a hall could miss out on an extra thirty to forty-five (30–45) minutes of sales which could be a significant amount of dollars directed to the organizations, especially when calculated over a course of several months or years.

RESPONSE: The amendment to the rule only forbids the downloading of information from electronic bingo cards or disposable paper bingo cards into an Electronic Card Monitoring Device (EBCMD) after the drawing of the first ball for the bingo game being played and not after the drawing of the first ball for a bingo occasion, an amendment which the commission feels adequately addresses Mr. Stowers’s concerns.

**Title 11—DEPARTMENT OF PUBLIC SAFETY  
Division 75—Peace Officer Standards and  
Training Program  
Chapter 14—Basic Training Centers**

**ORDER OF RULEMAKING**

By the authority vested in the director of the Department of Public Safety under section 590.030.1, RSMo Supp. 2004, the director amends a rule as follows:

**11 CSR 75-14.030 Standard Basic Training Curricula and Objectives is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 18, 2005 (30 MoReg 163-164). 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 13—DEPARTMENT OF SOCIAL SERVICES  
Division 35—Children's Division  
Chapter 20—Child Protective Services**

**ORDER OF RULEMAKING**

By the authority vested in the Children's Division under section 210.145, RSMo Supp. 2004, the director adopts a rule as follows:

**13 CSR 35-20.010 Screening and Classification of Child Abuse/Neglect Hotline Reports is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on December 15, 2004, (29 MoReg 2260). 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 13—DEPARTMENT OF SOCIAL SERVICES  
Division 70—Division of Medical Services  
Chapter 20—Pharmacy Program**

**ORDER OF RULEMAKING**

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

**13 CSR 70-20.200 Drug Prior Authorization Process is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 18, 2005 (30 MoReg 171-172). 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 Division of Medical Services (DMS) received one (1) written comment on this amendment.

COMMENT: One (1) comment was received expressing concern about the protocol for testimony before the Drug Prior Authorization (PA) Committee and the Drug Utilization Review (DUR) Board. The commenter requested that the rule be revised to allow all interested and affected parties to make presentations before the PA Committee and the DUR Board.

RESPONSE: While the rule is written to coordinate comments pertaining to a specific drug product through the manufacturer of that product, it is not the intent of DMS to exclude testimony by affected stakeholders requesting to comment on that product. DMS has taken the approach of coordinating comments in this manner in order to allow for the most orderly, effective, and meaningful comment process possible. The language of the proposed amendment is geared to accentuate the need for such comment to be clinically and factually pertinent, avoiding anecdotal, redundant, or personal testimony that is not founded on documented research or evidence-based information. DMS expends maximum effort in thoroughly reviewing each drug product from the standpoint of safety and clinical effectiveness, utilizing data from several sources including the Oregon Center for Evidence-Based Medicine and the University of Missouri Drug Information Center. The final cost-effectiveness analysis incorporates proprietary supplemental rebate information that cannot be shared with the PA Committee, the DUR Board, or the general public. This latter situation makes it very difficult for additional cost-effectiveness information to be included subsequent to our internal analysis. For any product, during the time of our initial information-gathering and internal review of a drug product, DMS will accept written documentation or pertinent information directly from an organization for consideration in our recommendations to the PA Committee and DUR Board.

The Missouri Medicaid preferred product system is juried through a real-time clinical editing process that is virtually transparent to providers and is much less restrictive overall than most other payers' prior authorization processes. In addition, we invite pharmacy providers' input in establishing system or billing changes through quarterly meetings of a separate advisory group, the Pharmacy Advisory Committee.

DMS will continue to directly honor requests to testify on specific drug products without coordination with the product manufacturer, although presentations should be limited to information that is clinically relevant and supported by factual documentation. DMS does not intend to revise the language of the proposed amendment as this could open up the comment process to an unmanageable extent, resulting in an overly cumbersome process.

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

**Title 15—ELECTED OFFICIALS  
Division 30—Secretary of State  
Chapter 50—General**

**ORDER OF RULEMAKING**

By the authority vested in the commissioner of securities under section 409.6-605, RSMo Supp. 2004, the commissioner amends a rule as follows:

**15 CSR 30-50.040 Forms is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 18, 2005 (30 MoReg 172). 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 30—Secretary of State  
Chapter 54—Exemptions and Federal Covered  
Securities**

**ORDER OF RULEMAKING**

By the authority vested in the commissioner of securities under section 409.6-605, RSMo Supp. 2004, the commissioner amends a rule as follows:

**15 CSR 30-54.195 Missouri Agricultural Cooperatives is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 18, 2005 (30 MoReg 172-173). 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.



**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 Corporate Dissolution  
To All Creditors of and  
Claimants Against  
C.K. INDUSTRIES, INC.**

On March 28, 2005, C.K. INDUSTRIES, INC., a Missouri corporation, filed its Articles of Dissolution with the Missouri Secretary of State. Dissolution was effective on March 3, 2005.

Said corporation requests that all persons and organizations who have claims against it present them immediately by letter to the corporation at:

C.K. INDUSTRIES, INC.  
c/o Christopher L. Kienstra  
301 West Ferguson  
Woodriver, IL 62095

Or

Anthony J. Soukenik, Esq.  
Mariquita L. Barbieri, Esq.  
Sandberg, Phoenix & von Gontard P.C.  
One City Centre, 15<sup>th</sup> Floor  
St. Louis, MO 63101

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

NOTICE: Because of the dissolution of C.K. INDUSTRIES, INC., any claims against it will be barred unless a proceeding to enforce the claim is commenced within two years after the publication date of the two notices authorized by statute, whichever is published last.

NOTICE OF DISSOLUTION TO ALL CREDITORS OF AND CLAIMANTS AGAINST SAMUEL  
MEDICAL CLINIC, INC., A MISSOURI CORPORATION

On February 28, 2005, Samuel Medical Clinic, Inc., a Missouri Corporation, filed its Articles of Voluntary Dissolution with the Missouri Secretary of State. Dissolution was effective on the filing date. All persons and organizations with claims against said corporation must submit in writing to L. Dwayne Hackworth, Hackworth, Kime & Hackworth, L.L.C., 1401 North Main, Suite 200, Piedmont, Missouri, 63957, a summary of the claim, including: 1) claimant's name, address and telephone number; 2) amount of claim; 3) date(s) claim arose (or will arise); 4) brief description of the nature of the debt or the basis for the claim and the collateral used as security, if any; and 5) documentation in support of claim.

Notice: Any and all claims against Samuel Medical Clinic, Inc., will be barred unless a proceeding to enforce the claim is commenced within two (2) years after the date of the last publication of the two (one statewide and one county) notices.

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**NOTICE OF CORPORATE DISSOLUTION  
TO ALL CREDITORS OF AND CLAIMANTS  
AGAINST BROWN HOMES, LLC**

On March 9, 2005, Brown Homes, LLC, a Missouri Limited Liability Company ("Company") filed its Articles of Termination with the Missouri Secretary of State. Any claims against the Company may be sent to Brown Homes, LLC, 4260 E. Crosswinds Place, Springfield, MO 65809, attention Randall Brown. Each claim must include the following information:

1. The name, address and phone number of claimant;
2. The amount of the claim;
3. The date on which claim arose;
4. The basis for the claim; and
5. All documentation in support of the claim.

All claims against the Company will be barred unless the proceedings to enforce the claim are commenced within three (3) years after publication of this notice.

**“NOTICE OF WINDING UP FOR LIMITED LIABILITY COMPANY**

TO ALL CREDITORS AND CLAIMANTS AGAINST **CJ Realty, LLC**, a Missouri limited liability company (the “Company”):

You are hereby notified that the Company has dissolved, effective March 16, 2005, and is in the process of winding up its affairs. All persons having claims against the Company must present their claims in writing and mail their claims to:

William C. Meek  
330 N. Jefferson Ave.  
Springfield, MO 65806

A claim against the Company will be barred unless a proceeding to enforce the claim is commenced within three years after the publication of this Notice. In order to file a claim with the Company, you must furnish the following: (a) amount of the claim; (b) basis for the claim; and (c) documentation of the claim.”

## 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 20-1.010	Personnel Advisory Board and Division of Personnel		30 MoReg 148		
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15 CSR 40-3.150	State Auditor	29 MoReg 1661	29 MoReg 2284		
15 CSR 40-3.160	State Auditor	29 MoReg 1673	29 MoReg 2296		
15 CSR 60-13.060	Attorney General		30 MoReg 693		
15 CSR 60-14.010	Attorney General	29 MoReg 1508	29 MoReg 1557	30 MoReg 464	
15 CSR 60-14.020	Attorney General	29 MoReg 1509	29 MoReg 1557	30 MoReg 465	
15 CSR 60-14.030	Attorney General	29 MoReg 1509	29 MoReg 1557	30 MoReg 465	
<b>RETIREMENT SYSTEMS</b>					
16 CSR 20-2.057	Missouri Local Government Employees' Retirement System (LAGERS)		30 MoReg 93	30 MoReg 700	
16 CSR 50-2.110	The County Employees' Retirement Fund		30 MoReg 647		
<b>DEPARTMENT OF HEALTH AND SENIOR SERVICES</b>					
19 CSR 10-33.050	Office of the Director		30 MoReg 444		
19 CSR 20-1.025	Division of Environmental Health and Communicable Disease Prevention		30 MoReg 647		
19 CSR 20-20.010	Division of Environmental Health and Communicable Disease Prevention		29 MoReg 1733	30 MoReg 465	
19 CSR 20-20.020	Division of Environmental Health and Communicable Disease Prevention		29 MoReg 1734	30 MoReg 466	
19 CSR 20-50.005	Division of Environmental Health and				



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19 CSR 20-50.010	Communicable Disease Prevention Division of Environmental Health and Communicable Disease Prevention	30 MoReg 140	30 MoReg 173		
19 CSR 20-50.015	Communicable Disease Prevention Division of Environmental Health and Communicable Disease Prevention	30 MoReg 141	30 MoReg 174		
19 CSR 20-50.020	Communicable Disease Prevention Division of Environmental Health and Communicable Disease Prevention	30 MoReg 141	30 MoReg 174		
19 CSR 20-50.025	Communicable Disease Prevention Division of Environmental Health and Communicable Disease Prevention	30 MoReg 142	30 MoReg 176		
19 CSR 20-50.030	Communicable Disease Prevention Division of Environmental Health and Communicable Disease Prevention	30 MoReg 143	30 MoReg 178		
19 CSR 20-50.035	Communicable Disease Prevention Division of Environmental Health and Communicable Disease Prevention	30 MoReg 144	30 MoReg 180		
19 CSR 20-50.035	Communicable Disease Prevention Division of Environmental Health and Communicable Disease Prevention	30 MoReg 145	30 MoReg 183		
19 CSR 20-50.040	Communicable Disease Prevention Division of Environmental Health and Communicable Disease Prevention	30 MoReg 145	30 MoReg 185		
19 CSR 25-36.010	Division of Administration		30 MoReg 453		
19 CSR 30-60.010	Division of Senior Services and Regulation		29 MoReg 1817R	30 MoReg 701W	
			29 MoReg 1818	30 MoReg 701W	
19 CSR 30-60.015	Division of Senior Services and Regulation		29 MoReg 1819	30 MoReg 701W	
19 CSR 30-60.020	Division of Health Standards and Licensure		29 MoReg 1819R	30 MoReg 701W	
19 CSR 30-60.025	Division of Senior Services and Regulation		29 MoReg 1820	30 MoReg 701W	
19 CSR 30-60.030	Division of Health Standards and Licensure		29 MoReg 1824R	30 MoReg 702W	
19 CSR 30-60.035	Division of Senior Services and Regulation		29 MoReg 1824	30 MoReg 702W	
19 CSR 30-60.040	Division of Health Standards and Licensure		29 MoReg 1828R	30 MoReg 702W	
19 CSR 30-60.045	Division of Senior Services and Regulation		29 MoReg 1828	30 MoReg 702W	
19 CSR 30-60.050	Division of Health Standards and Licensure		29 MoReg 1832R	30 MoReg 702W	
19 CSR 30-60.055	Division of Senior Services and Regulation		29 MoReg 1832	30 MoReg 702W	
19 CSR 30-60.060	Division of Health Standards and Licensure		29 MoReg 1836R	30 MoReg 703W	
19 CSR 30-60.061	Division of Senior Services and Regulation		29 MoReg 1836	30 MoReg 703W	
19 CSR 30-60.065	Division of Senior Services and Regulation		29 MoReg 1843	30 MoReg 703W	
19 CSR 30-60.070	Division of Health Standards and Licensure		29 MoReg 1848R	30 MoReg 703W	
19 CSR 30-60.071	Division of Senior Services and Regulation		29 MoReg 1848	30 MoReg 703W	
19 CSR 30-60.075	Division of Senior Services and Regulation		29 MoReg 1852	30 MoReg 704W	
19 CSR 30-60.080	Division of Senior Services and Regulation		29 MoReg 1855R	30 MoReg 704W	
			29 MoReg 1855	30 MoReg 704W	
19 CSR 30-60.090	Division of Senior Services and Regulation		29 MoReg 1864R	30 MoReg 704W	
			29 MoReg 1864	30 MoReg 704W	
19 CSR 30-60.095	Division of Senior Services and Regulation		29 MoReg 1874	30 MoReg 705W	
19 CSR 30-60.100	Division of Health Standards and Licensure		29 MoReg 1878R	30 MoReg 705W	
19 CSR 30-60.105	Division of Senior Services and Regulation		29 MoReg 1878	30 MoReg 705W	
19 CSR 30-60.110	Division of Health Standards and Licensure		29 MoReg 1882R	30 MoReg 705W	
19 CSR 30-60.115	Division of Senior Services and Regulation		29 MoReg 1882	30 MoReg 705W	
19 CSR 30-60.120	Division of Health Standards and Licensure		29 MoReg 1887R	30 MoReg 706W	
19 CSR 30-60.125	Division of Senior Services and Regulation		29 MoReg 1887	30 MoReg 706W	
19 CSR 30-60.135	Division of Senior Services and Regulation		29 MoReg 1891	30 MoReg 706W	
19 CSR 30-60.145	Division of Senior Services and Regulation		29 MoReg 1895	30 MoReg 706W	
19 CSR 30-60.155	Division of Senior Services and Regulation		29 MoReg 1898	30 MoReg 706W	
19 CSR 30-61.010	Division of Senior Services and Regulation		29 MoReg 1901R	30 MoReg 707W	
			29 MoReg 1901	30 MoReg 707W	
19 CSR 30-61.015	Division of Senior Services and Regulation		29 MoReg 1903R	30 MoReg 707W	
			29 MoReg 1903	30 MoReg 707W	
19 CSR 30-61.025	Division of Health Standards and Licensure		29 MoReg 1906R	30 MoReg 707W	
19 CSR 30-61.045	Division of Senior Services and Regulation		29 MoReg 1906R	30 MoReg 707W	
			29 MoReg 1906	30 MoReg 708W	
19 CSR 30-61.055	Division of Senior Services and Regulation		29 MoReg 1911R	30 MoReg 708W	
			29 MoReg 1911	30 MoReg 708W	
19 CSR 30-61.060	Division of Senior Services and Regulation		29 MoReg 1915	30 MoReg 708W	
19 CSR 30-61.065	Division of Senior Services and Regulation		29 MoReg 1919	30 MoReg 708W	
19 CSR 30-61.070	Division of Senior Services and Regulation		29 MoReg 1926	30 MoReg 709W	
19 CSR 30-61.075	Division of Senior Services and Regulation		29 MoReg 1932	30 MoReg 709W	
19 CSR 30-61.080	Division of Senior Services and Regulation		29 MoReg 1937	30 MoReg 709W	
19 CSR 30-61.085	Division of Health Standards and Licensure		29 MoReg 1940R	30 MoReg 709W	
19 CSR 30-61.086	Division of Senior Services and Regulation		29 MoReg 1940R	30 MoReg 709W	
			29 MoReg 1940	30 MoReg 710W	
19 CSR 30-61.090	Division of Senior Services and Regulation		29 MoReg 1948	30 MoReg 710W	
19 CSR 30-61.095	Division of Health Standards and Licensure		29 MoReg 1957R	30 MoReg 710W	
19 CSR 30-61.100	Division of Senior Services and Regulation		29 MoReg 1957	30 MoReg 710W	
19 CSR 30-61.105	Division of Health Standards and Licensure		29 MoReg 1964R	30 MoReg 710W	
19 CSR 30-61.110	Division of Senior Services and Regulation		29 MoReg 1964	30 MoReg 711W	
19 CSR 30-61.115	Division of Health Standards and Licensure		29 MoReg 1969R	30 MoReg 711W	
19 CSR 30-61.120	Division of Senior Services and Regulation		29 MoReg 1969	30 MoReg 711W	
19 CSR 30-61.125	Division of Health Standards and Licensure		29 MoReg 1975R	30 MoReg 711W	
19 CSR 30-61.130	Division of Senior Services and Regulation		29 MoReg 1975	30 MoReg 711W	
19 CSR 30-61.135	Division of Health Standards and Licensure		29 MoReg 1981R	30 MoReg 712W	
19 CSR 30-61.140	Division of Senior Services and Regulation		29 MoReg 1981	30 MoReg 712W	
19 CSR 30-61.145	Division of Health Standards and Licensure		29 MoReg 1986R	30 MoReg 712W	

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19 CSR 30-61.150	Division of Senior Services and Regulation		29 MoReg 1986	30 MoReg 712W	
19 CSR 30-61.151	Division of Senior Services and Regulation		29 MoReg 1997	30 MoReg 712W	
19 CSR 30-61.155	Division of Senior Services and Regulation		29 MoReg 2001R	30 MoReg 713W	
			29 MoReg 2001	30 MoReg 713W	
19 CSR 30-61.165	Division of Senior Services and Regulation		29 MoReg 2005R	30 MoReg 713W	
			29 MoReg 2005	30 MoReg 713W	
19 CSR 30-61.170	Division of Senior Services and Regulation		29 MoReg 2009	30 MoReg 713W	
19 CSR 30-61.175	Division of Health Standards and Licensure		29 MoReg 2013R	30 MoReg 714W	
19 CSR 30-61.180	Division of Senior Services and Regulation		29 MoReg 2013	30 MoReg 714W	
19 CSR 30-61.185	Division of Health Standards and Licensure		29 MoReg 2017R	30 MoReg 714W	
19 CSR 30-61.190	Division of Health Standards and Licensure		29 MoReg 2017R	30 MoReg 714W	
19 CSR 30-61.200	Division of Health Standards and Licensure		29 MoReg 2017R	30 MoReg 714W	
19 CSR 30-61.210	Division of Health Standards and Licensure		29 MoReg 2017R	30 MoReg 714W	
19 CSR 30-61.220	Division of Senior Services and Regulation		29 MoReg 2018R	30 MoReg 715W	
			29 MoReg 2018	30 MoReg 715W	
19 CSR 30-61.230	Division of Senior Services and Regulation		29 MoReg 2022	30 MoReg 715W	
19 CSR 30-62.010	Division of Senior Services and Regulation		29 MoReg 2024R	30 MoReg 715W	
			29 MoReg 2024	30 MoReg 715W	
19 CSR 30-62.022	Division of Senior Services and Regulation		29 MoReg 2026R	30 MoReg 716W	
			29 MoReg 2026	30 MoReg 716W	
19 CSR 30-62.032	Division of Health Standards and Licensure		29 MoReg 2029R	30 MoReg 716W	
19 CSR 30-62.042	Division of Senior Services and Regulation		29 MoReg 2029R	30 MoReg 716W	
			29 MoReg 2029	30 MoReg 716W	
19 CSR 30-62.052	Division of Senior Services and Regulation		29 MoReg 2034R	30 MoReg 716W	
			29 MoReg 2034	30 MoReg 717W	
19 CSR 30-62.060	Division of Senior Services and Regulation		29 MoReg 2038	30 MoReg 717W	
19 CSR 30-62.065	Division of Senior Services and Regulation		29 MoReg 2042	30 MoReg 717W	
19 CSR 30-62.070	Division of Senior Services and Regulation		29 MoReg 2049	30 MoReg 717W	
19 CSR 30-62.075	Division of Senior Services and Regulation		29 MoReg 2055	30 MoReg 718W	
19 CSR 30-62.080	Division of Senior Services and Regulation		29 MoReg 2060	30 MoReg 718W	
19 CSR 30-62.082	Division of Health Standards and Licensure		29 MoReg 2063R	30 MoReg 718W	
19 CSR 30-62.087	Division of Senior Services and Regulation		29 MoReg 2063R	30 MoReg 718W	
			29 MoReg 2063	30 MoReg 718W	
19 CSR 30-62.090	Division of Senior Services and Regulation		29 MoReg 2072	30 MoReg 719W	
19 CSR 30-62.092	Division of Health Standards and Licensure		29 MoReg 2082R	30 MoReg 719W	
19 CSR 30-62.100	Division of Senior Services and Regulation		29 MoReg 2082	30 MoReg 719W	
19 CSR 30-62.102	Division of Health Standards and Licensure		29 MoReg 2090R	30 MoReg 719W	
19 CSR 30-62.112	Division of Senior Services and Regulation		29 MoReg 2090R	30 MoReg 719W	
			29 MoReg 2090	30 MoReg 719W	
19 CSR 30-62.120	Division of Senior Services and Regulation		29 MoReg 2095	30 MoReg 720W	
19 CSR 30-62.122	Division of Health Standards and Licensure		29 MoReg 2100R	30 MoReg 720W	
19 CSR 30-62.125	Division of Senior Services and Regulation		29 MoReg 2100	30 MoReg 720W	
19 CSR 30-62.130	Division of Senior Services and Regulation		29 MoReg 2105	30 MoReg 720W	
19 CSR 30-62.132	Division of Health Standards and Licensure		29 MoReg 2111R	30 MoReg 720W	
19 CSR 30-62.140	Division of Senior Services and Regulation		29 MoReg 2111	30 MoReg 721W	
19 CSR 30-62.142	Division of Health Standards and Licensure		29 MoReg 2116R	30 MoReg 721W	
19 CSR 30-62.150	Division of Senior Services and Regulation		29 MoReg 2116	30 MoReg 721W	
19 CSR 30-62.151	Division of Senior Services and Regulation		29 MoReg 2121	30 MoReg 721W	
19 CSR 30-62.152	Division of Health Standards and Licensure		29 MoReg 2126R	30 MoReg 721W	
19 CSR 30-62.162	Division of Senior Services and Regulation		29 MoReg 2126R	30 MoReg 722W	
			29 MoReg 2126	30 MoReg 722W	
19 CSR 30-62.172	Division of Senior Services and Regulation		29 MoReg 2130R	30 MoReg 722W	
			29 MoReg 2130	30 MoReg 722W	
19 CSR 30-62.182	Division of Health Standards and Licensure		29 MoReg 2134R	30 MoReg 722W	
19 CSR 30-62.192	Division of Health Standards and Licensure		29 MoReg 2134R	30 MoReg 723W	
19 CSR 30-62.202	Division of Health Standards and Licensure		29 MoReg 2134R	30 MoReg 723W	
19 CSR 30-62.212	Division of Health Standards and Licensure		29 MoReg 2134R	30 MoReg 723W	
19 CSR 30-62.222	Division of Senior Services and Regulation		29 MoReg 2135R	30 MoReg 723W	
			29 MoReg 2135	30 MoReg 723W	
19 CSR 30-62.224	Division of Senior Services and Regulation		29 MoReg 2140	30 MoReg 723W	
19 CSR 30-62.226	Division of Senior Services and Regulation		29 MoReg 2146	30 MoReg 724W	
19 CSR 30-62.228	Division of Senior Services and Regulation		29 MoReg 2149	30 MoReg 724W	
19 CSR 30-62.230	Division of Senior Services and Regulation		29 MoReg 2152R	30 MoReg 724W	
			29 MoReg 2152	30 MoReg 724W	
19 CSR 30-62.240	Division of Senior Services and Regulation		29 MoReg 2156	30 MoReg 724W	
19 CSR 30-82.050	Division of Senior Services and Regulation		29 MoReg 2305		
19 CSR 30-82.090	Division of Health Standards and Licensure		28 MoReg 2254		
19 CSR 30-86.012	Division of Health Standards and Licensure		29 MoReg 2307	30 MoReg 725	
19 CSR 30-86.032	Division of Health Standards and Licensure		29 MoReg 2308	30 MoReg 725	
19 CSR 30-86.042	Division of Health Standards and Licensure		29 MoReg 2309		
<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

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20 CSR 200-6.600	Financial Examination		30 MoReg 698R		
20 CSR 300-2.200	Market Conduct Examinations		This Issue		
20 CSR 400-2.170	Life, Annuities and Health		29 MoReg 1755		
20 CSR 500-2.300	Property and Casualty		29 MoReg 2223	30 MoReg 573	
20 CSR 700-6.100	Licensing	29 MoReg 2209	29 MoReg 1587	30 MoReg 388	
20 CSR 700-6.150	Licensing	29 MoReg 2209	29 MoReg 1590	30 MoReg 388	
20 CSR 700-6.160	Licensing		29 MoReg 1593	30 MoReg 389	
20 CSR 700-6.170	Licensing		29 MoReg 1597	30 MoReg 389	
20 CSR 700-6.200	Licensing		29 MoReg 1597	30 MoReg 389	
20 CSR 700-6.250	Licensing		29 MoReg 1598	30 MoReg 389	
20 CSR 700-6.300	Licensing		29 MoReg 1598	30 MoReg 389	
<b>MISSOURI CONSOLIDATED HEALTH CARE PLAN</b>					
22 CSR 10-2.010	Health Care Plan	30 MoReg 237R	30 MoReg 275R		
		30 MoReg 237	30 MoReg 275		
22 CSR 10-2.020	Health Care Plan	30 MoReg 240R	30 MoReg 280R		
		30 MoReg 240	30 MoReg 280		
22 CSR 10-2.030	Health Care Plan	30 MoReg 243R	30 MoReg 283R		
		30 MoReg 243	30 MoReg 283		
22 CSR 10-2.045	Health Care Plan	30 MoReg 244R	30 MoReg 283R		
		30 MoReg 244	30 MoReg 284		
22 CSR 10-2.055	Health Care Plan	30 MoReg 245R	30 MoReg 284R		
		30 MoReg 245	30 MoReg 284		
22 CSR 10-2.070	Health Care Plan	30 MoReg 246R	30 MoReg 285R		
		30 MoReg 246	30 MoReg 285		
22 CSR 10-2.075	Health Care Plan	30 MoReg 248R	30 MoReg 286R		
		30 MoReg 248	30 MoReg 287		
22 CSR 10-2.080	Health Care Plan	30 MoReg 249R	30 MoReg 288R		
		30 MoReg 250	30 MoReg 288		
22 CSR 10-3.010	Health Care Plan	30 MoReg 250	30 MoReg 289		
22 CSR 10-3.020	Health Care Plan	30 MoReg 253	30 MoReg 291		
22 CSR 10-3.030	Health Care Plan	30 MoReg 256	30 MoReg 294		
22 CSR 10-3.070	Health Care Plan	30 MoReg 257	30 MoReg 297		
22 CSR 10-3.075	Health Care Plan	30 MoReg 258	30 MoReg 298		
22 CSR 10-3.080	Health Care Plan	30 MoReg 259	30 MoReg 299		

## Emergency Rules in Effect as of May 2, 2005 Publication Expires

### Department of Agriculture

#### Animal Health

**2 CSR 30-2.010** Health Requirements Governing the Admission of Livestock, Poultry and Exotic Animals Entering Missouri . . . . . 30 MoReg 139 . . . . . May 31, 2005

### Department of Mental Health

#### Certification Standards

**9 CSR 30-3.132** Opioid Treatment Program . . . . . 29 MoReg 2255 . . . . . May 16, 2005

### Department of Natural Resources

#### Geological Survey and Resource Assessment Division

**10 CSR 23-3.100** Sensitive Areas . . . . . This Issue . . . . . September 27, 2005  
**10 CSR 23-5.050** Construction Standards for Closed-Loop Heat Pump Wells . . . . . This Issue . . . . . September 27, 2005

### Department of Revenue

#### Director of Revenue

**12 CSR 10-41.010** Annual Adjusted Rate of Interest . . . . . 30 MoReg 5 . . . . . June 29, 2005  
**12 CSR 10-400.200** Special Needs Adoption Tax Credit . . . . . 30 MoReg 357 . . . . . July 15, 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

### Department of Social Services

#### Children's Division

**13 CSR 35-30.010** Voluntary Placement Agreement Solely for the Purpose of Accessing Mental Health Services and Treatment for Children Under Age Eighteen (18) . . . . . 30 MoReg 233 . . . . . June 30, 2005  
**13 CSR 35-50.010** Accreditation as Evidence for Meeting Licensing Requirements . . . . . 30 MoReg 234 . . . . . June 30, 2005

#### Family Support Division

**13 CSR 40-110.020** Federal Income Tax Refund Offset Fee . . . . . 30 MoReg 605 . . . . . September 25, 2005

#### Division of Medical Services

**13 CSR 70-10.015** Prospective Reimbursement Plan for Nursing Facility Services . . . . . This Issue . . . . . September 27, 2005  
**13 CSR 70-10.080** Prospective Reimbursement Plan for HIV Nursing Facility Services . . . . . This Issue . . . . . September 27, 2005  
**13 CSR 70-10.110** Nursing Facility Reimbursement Allowance . . . . . 30 MoReg 235 . . . . . June 29, 2005

### Department of Health and Senior Services

#### Division of Environmental Health and Communicable Disease Prevention

**19 CSR 20-50.005** Definitions . . . . . 30 MoReg 140 . . . . . June 29, 2005  
**19 CSR 20-50.010** Eligibility Requirements for Pharmacies, Hospitals and Nonprofit Clinics to Receive Donated Prescription Drugs . . . . . 30 MoReg 141 . . . . . June 29, 2005  
**19 CSR 20-50.015** Eligibility Requirements for Recipients in the Program . . . . . 30 MoReg 141 . . . . . June 29, 2005  
**19 CSR 20-50.020** Standards and Procedures for Donating Prescription Drugs . . . . . 30 MoReg 142 . . . . . June 29, 2005  
**19 CSR 20-50.025** Standards and Procedures for Accepting Donated Prescription Drugs . . . . . 30 MoReg 143 . . . . . June 29, 2005  
**19 CSR 20-50.030** Standards and Procedures for Inspecting and Storing Donated Prescription Drugs . . . . . 30 MoReg 144 . . . . . June 29, 2005  
**19 CSR 20-50.035** Standards and Procedures for Dispensing Donated Prescription Drugs . . . . . 30 MoReg 145 . . . . . June 29, 2005  
**19 CSR 20-50.040** Record Keeping Requirements . . . . . 30 MoReg 145 . . . . . June 29, 2005

### Department of Insurance

#### Licensing

**20 CSR 700-1.145** Demonstrating Incompetence, Untrustworthiness or Financial Irresponsibility in the Conduct of Variable Life and Variable Annuity Business by Insurance Producers . . . . . Next Issue . . . . . January 1, 2006  
**20 CSR 700-6.100** Fees and Renewals—Bail Bond Agents, General Bail Bond Agents and Surety Recovery Agents . . . . . 29 MoReg 2209 . . . . . June 29, 2005  
**20 CSR 700-6.150** Initial Basic Training for Bail Bond Agents, General Bail Bond Agents and Surety Recovery Agents . . . . . 29 MoReg 2209 . . . . . June 29, 2005

### Missouri Consolidated Health Care Plan

#### Health Care Plan

**22 CSR 10-2.010** Definitions . . . . . 30 MoReg 237 . . . . . June 29, 2005  
**22 CSR 10-2.010** Definitions . . . . . 30 MoReg 237 . . . . . June 29, 2005  
**22 CSR 10-2.020** Membership Agreement and Participation Agreement . . . . . 30 MoReg 240 . . . . . June 29, 2005  
**22 CSR 10-2.020** Subscriber Agreement and General Membership Provisions . . . . . 30 MoReg 240 . . . . . June 29, 2005  
**22 CSR 10-2.030** Contributions . . . . . 30 MoReg 243 . . . . . June 29, 2005

22 CSR 10-2.030	Contributions . . . . .	30 MoReg 243. . . . .	June 29, 2005
22 CSR 10-2.045	Co-Pay and PPO Plan Summaries . . . . .	30 MoReg 244. . . . .	June 29, 2005
22 CSR 10-2.045	Plan Utilization Review Policy . . . . .	30 MoReg 244. . . . .	June 29, 2005
22 CSR 10-2.055	Co-Pay and PPO Plan Benefit Provisions and Covered Charges . . . . .	30 MoReg 245. . . . .	June 29, 2005
22 CSR 10-2.055	Medical Plan Benefit Provisions and Covered Charges . . . . .	30 MoReg 245. . . . .	June 29, 2005
22 CSR 10-2.070	Coordination of Benefits . . . . .	30 MoReg 246. . . . .	June 29, 2005
22 CSR 10-2.070	Coordination of Benefits . . . . .	30 MoReg 246. . . . .	June 29, 2005
22 CSR 10-2.075	Review and Appeals Procedure . . . . .	30 MoReg 248. . . . .	June 29, 2005
22 CSR 10-2.075	Review and Appeals Procedure . . . . .	30 MoReg 248. . . . .	June 29, 2005
22 CSR 10-2.080	Miscellaneous Provisions . . . . .	30 MoReg 249. . . . .	June 29, 2005
22 CSR 10-2.080	Miscellaneous Provisions . . . . .	30 MoReg 250. . . . .	June 29, 2005
22 CSR 10-3.010	Definitions . . . . .	30 MoReg 250. . . . .	June 29, 2005
22 CSR 10-3.020	Subscriber Agreement and General Membership Provisions. . . . .	30 MoReg 253. . . . .	June 29, 2005
22 CSR 10-3.030	Public Entity Membership Agreement and Participation Period . . . . .	30 MoReg 256. . . . .	June 29, 2005
22 CSR 10-3.070	Coordination of Benefits . . . . .	30 MoReg 257. . . . .	June 29, 2005
22 CSR 10-3.075	Review and Appeals Procedure . . . . .	30 MoReg 258. . . . .	June 29, 2005
22 CSR 10-3.080	Miscellaneous Provisions . . . . .	30 MoReg 259. . . . .	June 29, 2005

**Executive  
Orders****Subject Matter****Filed Date****Publication**2005

<b>05-01</b>	Rescinds Executive Order 01-09	January 11, 2005	30 MoReg 261
<b>05-02</b>	Restricts new lease and purchase of vehicles, cellular phones, and office space by executive agencies	January 11, 2005	30 MoReg 262
<b>05-03</b>	Closes state's Washington D.C. office	January 11, 2005	30 MoReg 264
<b>05-04</b>	Authorizes Transportation Director to issue declaration of regional or local emergency with reference to motor carriers	January 11, 2005	30 MoReg 266
<b>05-05</b>	Establishes the 2005 Missouri State Government Review Commission	January 24, 2005	30 MoReg 359
<b>05-06</b>	Bans the use of video games by inmates in all state correctional facilities	January 24, 2005	30 MoReg 362
<b>05-07</b>	Consolidates the Office of Information Technology to the Office of Administration's Division of Information Services	January 26, 2005	30 MoReg 363
<b>05-08</b>	Consolidates the Division of Design and Construction to Division of Facilities Management, Design and Construction	February 2, 2005	30 MoReg 433
<b>05-09</b>	Transfers the Missouri Head Injury Advisory Council to the Department of Health and Senior Services	February 2, 2005	30 MoReg 435
<b>05-10</b>	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
<b>05-11</b>	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
<b>05-12</b>	Designates members of staff with supervisory authority over selected state agencies	March 8, 2005	30 MoReg 607

2004

<b>04-01</b>	Establishes the Public Safety Officer Medal of Valor, and the Medal of Valor Review Board	February 3, 2004	29 MoReg 294
<b>04-02</b>	Designates staff having supervisory authority over agencies	February 3, 2004	29 MoReg 297
<b>04-03</b>	Creates the Missouri Automotive Partnership	January 14, 2004	29 MoReg 151
<b>04-04</b>	Creates the Missouri Methamphetamine Education and Prevention Task Force	January 27, 2004	29 MoReg 154
<b>04-05</b>	Establishes a Missouri Methamphetamine Treatment Task Force	January 27, 2004	29 MoReg 156
<b>04-06</b>	Establishes a Missouri Methamphetamine Enforcement and Environmental Protection Task Force	January 27, 2004	29 MoReg 158
<b>04-07</b>	Establishes the Missouri Commission on Patient Safety and supercedes Executive Order 03-16	February 3, 2004	29 MoReg 299
<b>04-08</b>	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
<b>04-09</b>	Requires vendors to disclose services performed offshore. Restricts agencies in awarding contracts to vendors of offshore services	March 17, 2004	29 MoReg 533
<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>04-16</b>	Orders a special census be taken in the City of Licking	July 23, 2004	29 MoReg 1245
<b>04-17</b>	Declares that Missouri implement the Emergency Mutual Aid Compact (EMAC) agreement with the State of Florida	August 18, 2004	29 MoReg 1347
<b>04-18</b>	Accepts retrocession of federal jurisdiction over the St. Louis Army Ammunition Plant	August 25, 2004	29 MoReg 1349

<b>Executive Orders</b>	<b>Subject Matter</b>	<b>Filed Date</b>	<b>Publication</b>
<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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