

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

The agency is also required to make a brief summary of the general nature and extent of comments submitted in support of or opposition to the proposed rule and a concise summary of the testimony presented at the hearing, if any, held in connection with the rulemaking, together with a concise summary of the agency's findings with respect to the merits of any such testimony or comments 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 1—OFFICE OF ADMINISTRATION
Division 10—Commissioner of Administration
Chapter 11—Travel Regulations**

ORDER OF RULEMAKING

By the authority vested in the Commissioner of Administration under sections 33.095, RSMo 2000 and 37.450, RSMo Supp. 2005, the commissioner adopts a rule as follows:

**1 CSR 10-11.030 State of Missouri Vehicular Travel Regulations
is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on June 15, 2006 (31 MoReg 901-902). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 1—Wildlife Code: Organization**

ORDER OF RULEMAKING

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

3 CSR 10-1.010 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 17, 2006 (31 MoReg 1058). 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: No comments were received.

EXPLANATION OF CHANGE: Section (2) is being changed to reflect a new organization structure that was approved by the Conservation Commission at its August 17, 2006 meeting.

3 CSR 10-1.010 Organization and Method of Operation

(2) The commission appoints a director who serves as the administrative officer of the Department of Conservation. The director appoints other employees. Three (3) assistant directors, general counsel and internal auditor are responsible to the director and facilitate administration of the department. Programs and activities are carried out by the divisions of administrative services, design and development, fisheries, forestry, human resources, outreach and education, private land services, protection, resource science and wildlife. Policy coordination unit serves the director, divisions and regions by assisting with environmental and regulatory issues.

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

ORDER OF RULEMAKING

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

3 CSR 10-4.111 Endangered Species is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 15, 2006 (31 MoReg 768). 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 total of one hundred sixty (160) comments were received by the department during the thirty (30)-day comment period. Of these comments, one hundred fifty-nine (159) were in opposition, one (1) in favor. One hundred forty-one (141) comments were a "form" letter. Twenty-five percent (25%) of the comments were received from Missouri residents, seventy-five percent (75%) were received from non-residents.

RESPONSE: The Conservation Commission was presented a summary of the comments received at its August 17 meeting. The commission voted to reaffirm its decision to remove the mountain lion from the Missouri Endangered Species list.

**Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 7—Wildlife Code: Hunting: Seasons,
Methods, Limits**

ORDER OF RULEMAKING

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

3 CSR 10-7.440 is amended.

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

The Department of Conservation amended 3 CSR 10-7.440 by establishing seasons and limits for hunting migratory waterfowl during the 2006-2007 seasons.

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

PURPOSE: This amendment establishes season dates and bag limits for hunting waterfowl within frameworks established by the U.S. Fish and Wildlife Service for the 2006-2007 seasons.

(1) Migratory game birds and waterfowl may be taken, possessed, transported and stored only as provided in federal regulations and this Code.

(2) The head or one (1) fully feathered wing must remain attached to all waterfowl while being transported from the field to one's home or a commercial preservation facility.

(3) Seasons and limits are as follows:

(F) Ducks and coots may be taken from one-half (1/2) hour before sunrise to sunset from October 28, 2006 through December 26, 2006 in the North Zone (that portion of Missouri north of a line running west from the Illinois border at Lock and Dam 25; west on Lincoln County Hwy. N to Mo. Hwy. 79; south on Mo. Hwy. 79 to Mo. Hwy. 47; west on Mo. Hwy. 47 to Interstate Hwy. 70; west on Interstate Hwy. 70 to the Kansas border); from November 24, 2006 through January 22, 2007 in the South Zone (that portion of the state south of a line running west from the Illinois border on Mo. Hwy. 34 to Interstate Hwy. 55; south on Interstate Hwy. 55 to U.S. Hwy. 62; west on U.S. Hwy. 62 to Mo. Hwy. 53; north on Mo. Hwy. 53 to Mo. Hwy. 51; north on Mo. Hwy. 51 to U.S. Hwy. 60; west on U.S. Hwy. 60 to Mo. Hwy. 21; north on Mo. Hwy. 21 to Mo. Hwy. 72; west on Mo. Hwy. 72 to Mo. Hwy. 32; west on Mo. Hwy. 32 to U.S. Hwy. 65; north on U.S. Hwy. 65 to U.S. Hwy. 54; west on U.S. Hwy. 54 to the Kansas border); and from November 4, 2006 through January 2, 2007 in the Middle Zone (remainder of Missouri). Ducks and coots may be taken by youth hunters fifteen (15) years of age or younger from one-half (1/2) hour before sunrise to sunset from October 21, 2006 through October 22, 2006 in the North Zone, from October 28, 2006 through October 29, 2006 in the Middle Zone and from November 18, 2006 through November 19, 2006 in the South Zone. Youth hunters must be accompanied by an adult eighteen (18) years of age or older who cannot hunt ducks. Adults must be licensed (i.e. possess any permit that allows small game hunting) unless the youth hunter possesses a valid hunter education certificate card. Limits are as follows:

1. Coots—Fifteen (15) daily; thirty (30) in possession.

2. Ducks—The daily bag limit of ducks is six (6) and may include no more than four (4) mallards (no more than two (2) of which may be a female), two (2) scaup, two (2) wood ducks, one (1) black duck, two (2) redheads, two (2) hooded mergansers, one (1) pintail and one (1) canvasback. The possession limit is twelve (12), including no more than eight (8) mallards (no more than four (4) of which may be female), four (4) scaup, four (4) wood ducks, two (2) black ducks, four (4) redheads, four (4) hooded mergansers, two (2) canvasbacks and two (2) pintails.

(G) Geese may be taken from one-half (1/2) hour before sunrise to sunset as follows:

1. Blue, snow, and Ross's geese may be taken from October 28, 2006 through January 31, 2007, statewide.

2. White-fronted geese may be taken from November 24, 2006 through January 31, 2007, statewide.

3. Canada geese and brant may be taken from September 30, 2006 through October 9, 2006, and November 24, 2006 through January 31, 2007, statewide.

4. The daily bag limit is twenty (20) blue, snow or Ross's geese, one (1) brant and two (2) white-fronted geese, statewide. The possession limit for brant is two (2) and for white-fronted geese is four (4) and there is no possession limit for blue, snow and Ross's geese.

5. The daily bag limit is three (3) Canada geese from September 30, 2006 through October 9, 2006 and two (2) Canada geese thereafter. The possession limit is six (6) Canada geese from September 30, 2006 through October 9, 2006, and four (4) Canada geese thereafter.

6. Geese and brant may be taken by youth hunters in the North Zone from October 21, 2006 through October 22, 2006, in the Middle Zone from October 28, 2006 through October 29, 2006 and in the South Zone from November 18, 2006 through November 19, 2006. The daily bag limit is twenty (20) blue, snow, and Ross's geese, two (2) white-fronted geese, one (1) brant, and two (2) Canada geese. The possession limit for brant is two (2) and for white-fronted geese is four (4), and for Canada geese is four (4) and there is no possession limit for blue, snow, and Ross's geese.

7. Zones: The North Zone shall be that portion of the state north of a line running west from the Illinois border at Lock and Dam 25; west on Lincoln County Hwy. N to Mo. Hwy. 79; south on Mo. Hwy. 79 to Mo. Hwy. 47; west on Mo. Hwy. 47 to Interstate Hwy. 70; west on Interstate Hwy. 70 to the Kansas border. The South Zone shall be that portion of Missouri south of a line running west from the Illinois border on Mo. Hwy. 34 to Interstate Hwy. 55; south on Interstate Hwy. 55 to U.S. Hwy. 62; west on U.S. Hwy. 62 to Mo. Hwy. 53; north on Mo. Hwy. 53 to Mo. Hwy. 51; north on Mo. Hwy. 51 to U.S. Hwy. 60; west on U.S. Hwy. 60 to Mo. Hwy. 21; north on Mo. Hwy. 21 to Mo. Hwy. 72; west on Mo. Hwy. 72 to Mo. Hwy. 32; west on Mo. Hwy. 32 to U.S. Hwy. 65; north on U.S. Hwy. 65 to U.S. Hwy. 54; west on U.S. Hwy. 54 to the Kansas border. The Middle Zone shall be the remainder of Missouri.

(H) Shells possessed or used while hunting waterfowl and coots statewide, and for other wildlife as designated by posting on public areas, must be loaded with material approved as nontoxic by the United States Fish and Wildlife Service.

(I) The hunting season for blue, snow and Ross's geese closes on January 31, 2007, in order to implement a light goose Conservation Order.

1. Persons who possess a valid migratory bird permit may chase, pursue, and take blue, snow and Ross's geese between the hours of one-half (1/2) hour before sunrise to one-half (1/2) hour after sunset from February 1 through April 30, 2007. Any other regulation notwithstanding, methods for the taking of blue, snow and Ross's geese include using shotguns capable of holding more than three (3) shells, and with the use or aid of recorded or electrically amplified bird calls or sounds, or recorded or electrically amplified imitations of bird calls or sounds. Exceptions to the above permit requirement include landowners or lessees, as described in this code, and persons fifteen (15) years of age or younger, provided s/he is in the immediate presence of a properly licensed adult or has in his/her possession a valid hunter education certificate card. A daily bag limit will not be in effect February 1 through April 30, 2007.

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

This amendment filed August 23, 2006, effective **September 11, 2006**.

**Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 7—Wildlife Code: Hunting: Seasons,
Methods, Limits**

ORDER OF RULEMAKING

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

3 CSR 10-7.455 is amended.

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

The Department of Conservation amended 3 CSR 10-7.455 by establishing season dates for spring turkey hunting season.

3 CSR 10-7.455 Turkeys: Seasons, Methods, Limits

PURPOSE: This amendment will change the opening date formula for spring turkey hunting season; and, will provide a more comprehensive description of recorded calls to include other electronic calls that could be used illegally to hunt turkeys. This amendment also prohibits the possession of such calls while hunting turkeys, providing consistency with other hunting rules.

(1) Turkeys may be pursued, taken, killed, possessed or transported only as permitted in this rule.

(A) Spring Season. Spring Season annually will begin on the third Monday in April. A person possessing the prescribed turkey hunting permit may take turkeys according to the season length and bag limit established annually by the Conservation Commission; except that a person at least six (6) but not older than fifteen (15) years of age who possesses a Youth Deer and Turkey Hunting Permit may take only one (1) male turkey or turkey with visible beard during the season. Turkeys may be taken only by shotgun with shot no larger than No. 4, or longbow, without the use of dogs, bait, electronic calls or live decoys, from one-half (1/2) hour before sunrise to 1:00 p.m. Central Daylight Time (CDT). Possession of electronic calls or shotshells loaded with shot larger than No. 4 is prohibited while hunting turkeys.

(B) Fall Firearms Season. Fall season annually will be October 1 through October 31. A person possessing the prescribed turkey hunting permit may take two (2) turkeys of either sex during the season; except that a person at least six (6) but not older than fifteen (15) years of age who possesses a Youth Deer and Turkey Hunting Permit may take only one (1) turkey of either sex during the season. Turkeys may be taken only by shotgun with shot no larger than No. 4 or longbow; without the use of dogs, bait, electronic calls or live decoys; from one-half (1/2) hour before sunrise to sunset in all counties except: Dunklin, McDonald, Mississippi, New Madrid, Newton, Pemiscot and Scott. Possession of electronic calls or shotshells loaded with shot larger than No. 4 is prohibited while hunting turkeys. A person, while in the act of pursuing or hunting turkey on a fall firearms permit, shall not have both a firearm and longbow on his/her person.

(C) Fall Archery Season. A person possessing the prescribed archer's hunting permit may take two (2) turkeys of either sex from September 15 through January 15, excluding the dates of the November portion of the firearms deer season. Turkeys may be taken only by longbow; without the use of dogs, bait, electronic calls or live decoys; from one-half (1/2) hour before sunrise to one-half (1/2) hour after sunset. An archer, while in the act of pursuing or hunting turkey on an archer's permit, shall not have a firearm on his/her person. Possession of electronic calls is prohibited while hunting turkeys.

(D) Youth Spring Season. The two (2)-day youth spring season will begin annually on the Saturday nine (9) days prior to the Monday opening of the spring season, except that when the youth season would overlap with Easter weekend the season will open on the Saturday prior to Easter weekend. A Missouri resident possessing a Youth Deer and Turkey Hunting Permit or the prescribed turkey hunting permit and who is at least six (6) but not older than fifteen (15) years of age on the opening day of the youth spring season may take only one (1) male turkey or turkey with visible beard during the youth spring season. A turkey harvested during the youth spring season will count towards an individual's spring season bag limit; individuals hunting under the prescribed turkey hunting permit may not harvest a second bird during the first week of the spring season. Turkeys may be taken only by shotgun with shot no larger than No. 4, or longbow, without the use of dogs, bait, electronic calls or live decoys, from one-half (1/2) hour before sunrise to 1:00 p.m. Central Daylight Time (CDT). Possession of electronic calls or shotshells loaded with shot larger than No. 4 is prohibited while hunting turkeys.

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

This amendment filed August 23, 2006, effective **September 11, 2006**.

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

ORDER OF RULEMAKING

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

3 CSR 10-9.442 is amended.

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

The Department of Conservation amended 3 CSR 10-9.442 by adjusting the season for waterfowl hunting by falconers in 2006–2007 to conform to federal frameworks.

3 CSR 10-9.442 Falconry

PURPOSE: This amendment adjusts the season dates for hunting waterfowl by falconry for the 2006–2007 season as provided in the frameworks established by the U.S. Fish and Wildlife Service.

(2) Only designated types and numbers of birds of prey may be possessed and all these birds shall bear a numbered, nonreuseable marker provided by the department. Birds held under a falconry permit may be used, without further permit, to pursue and take wildlife within the following seasons and bag limits:

(E) Ducks, mergansers and coots may be taken from one-half (1/2) hour before sunrise to sunset as follows: in the North Zone, September 9 through September 24, October 28 through December 26, and February 10 through March 10; in the Middle Zone, September 9 through September 24, November 4 through January 2, and February 10 through March 10; and, in the South Zone, September 9 through September 24, November 24 through January 22, and February 10 through March 10. Daily limit: three (3) birds singly or in the aggregate, including doves; possession limit: six (6) birds singly or in the aggregate, including doves.

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

This amendment filed August 23, 2006 effective **September 6, 2006**.

**Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 12—Wildlife Code: Special Regulations for
Areas Owned by Other Entities**

ORDER OF RULEMAKING

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

3 CSR 10-12.135 is amended.

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

The Department of Conservation amended 3 CSR 10-12.135 by establishing a winter fishing season on Liberty Park Pond, Sedalia and Koeneman Park Lake, Jennings.

3 CSR 10-12.135 Fishing, Methods

PURPOSE: This amendment establishes a winter fishing season on Liberty Park Pond, Sedalia and Koeneman Park Lake, Jennings.

(7) Only flies, artificial lures and soft plastic baits (unscented) may be used from November 1 through January 31 on the following lakes:

- (A) Columbia (Cosmo-Bethel Lake)
- (B) Jackson (Rotary Lake)
- (C) Jefferson City (McKay Park Lake)
- (D) Jennings (Koeneman Park Lake)
- (E) Kirksville (Spur Pond)
- (F) Kirkwood (Walker Lake)
- (G) Mexico (Kiwanis Lake)
- (H) Overland (Wild Acres Park Lake)
- (I) Sedalia (Liberty Park Pond)
- (J) St. Louis City (Jefferson Lake)
- (K) St. Louis County (Tilles Park Lake)

(8) From November 1 through January 31, not more than one (1) pole and line may be used by one (1) person at any time and the use of natural or scented baits as chum is prohibited on the following lakes:

- (A) Ballwin (Vlasis Park Lake)
- (B) Ferguson (January-Wabash Park Lake)
- (C) Jackson (Rotary Lake)
- (D) Jennings (Koeneman Park Lake)
- (E) Kirkwood (Walker Lake)
- (F) Overland (Wild Acres Park Lake)
- (G) St. Louis City (Boathouse Lake, Jefferson Lake, O'Fallon Park Lake)
- (H) St. Louis County (Suson Park Lakes No. 1, 2, 3, Tilles Park Lake)

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

This amendment filed August 23, 2006, effective **November 1, 2006**.

**Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 12—Wildlife Code: Special Regulations for
Areas Owned by Other Entities**

ORDER OF RULEMAKING

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

3 CSR 10-12.140 is amended.

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

The Department of Conservation amended 3 CSR 10-12.140 by establishing a winter catch and release trout fishery on Liberty Park Pond, Sedalia and Koeneman Park Lake, Jennings.

3 CSR 10-12.140 Fishing, Daily and Possession Limits

PURPOSE: This amendment establishes a winter catch and release trout fishery on Liberty Park Pond, Sedalia and Koeneman Park Lake, Jennings; and, eliminates regulations on Clifton Heights Park, St. Louis.

(2) The daily limit for black bass is two (2) on the following lakes:
(V) St. Louis City (Benton Park Lake, Boathouse Lake, Fairgrounds Park Lake, Horseshoe Lake, Hyde Park Lake, Jefferson Lake, Lafayette Park Lake, North Riverfront Park Lake, O'Fallon Park Lake, Willmore Park North Lake, Willmore Park South Lake)

(4) The daily limit for carp is four (4) on the following lakes:
(C) St. Louis City (Benton Park Lake, Boathouse Lake, Fairgrounds Park Lake, Horseshoe Lake, Hyde Park Lake, Jefferson Lake, Lafayette Park Lake, North Riverfront Park Lake, O'Fallon Park Lake, Willmore Park North Lake, Willmore Park South Lake)

(6) The daily limit for crappie is fifteen (15) on the following lakes:
(D) St. Louis City (Benton Park Lake, Boathouse Lake, Fairgrounds Park Lake, Horseshoe Lake, Hyde Park Lake, Jefferson Lake, Lafayette Park Lake, North Riverfront Park Lake, O'Fallon Park Lake, Willmore Park North Lake, Willmore Park South Lake)

(11) The daily limit for fish other than those species listed as endangered in 3 CSR 10-4.111 or defined as game fish is twenty (20) in the aggregate, except on the following lakes where the daily limit is ten (10) in the aggregate, and except for those fish included in (4), (8), (9), and (10) of this rule:

(J) St. Louis City (Benton Park Lake, Boathouse Lake, Fairgrounds Park Lake, Horseshoe Lake, Hyde Park Lake, Jefferson Lake, Lafayette Park Lake, North Riverfront Park Lake, O'Fallon Park Lake, Willmore Park North Lake, Willmore Park South Lake)

(12) Trout must be returned to the water unharmed immediately after being caught from November 1 through January 31 on the lakes listed below. Trout may not be possessed on these waters during this season.

- (A) Columbia (Cosmo-Bethel Lake)
- (B) Jackson (Rotary Lake)
- (C) Jefferson City (McKay Park Lake)
- (D) Jennings (Koeneman Park Lake)
- (E) Kirksville (Spur Pond)
- (F) Kirkwood (Walker Lake)
- (G) Mexico (Kiwanis Lake)
- (H) Overland (Wild Acres Park Lake)

- (I) Sedalia (Liberty Park Pond)
- (J) St. Louis City (Jefferson Lake)
- (K) St. Louis County (Tilles Park Lake)

(15) No person shall continue to fish for any species after having four (4) trout in possession, from February 1 through October 31, on the following lakes:

- (A) Jennings (Koeneman Park Lake)
- (B) Kirkwood (Walker Lake)
- (C) Overland (Wild Acres Park Lake)
- (D) St. Louis City (Jefferson Lake)
- (E) St. Louis County (Tilles Park Lake)

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

This amendment filed August 23, 2006, effective **November 1, 2006**.

**Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 12—Wildlife Code: Special Regulations for
Areas Owned by Other Entities**

ORDER OF RULEMAKING

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

3 CSR 10-12.150 is amended.

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

The Department of Conservation amended 3 CSR 10-12.150 by permitting catch-and-release fishing in trout parks on Mondays during the winter season.

3 CSR 10-12.150 Fishing, Trout Parks

PURPOSE: This amendment permits catch-and-release fishing in trout parks on Mondays during the winter season.

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

(D) Trout fishing is permitted from 8:00 a.m. to 4:00 p.m. on Fridays, Saturdays, Sundays and Mondays from the second Friday in November through the second Monday in February at Bennett Spring State Park, Montauk State Park and Roaring River State Park. Fishing in designated trout waters is permitted only by holders of a valid trout permit. Only flies may be used, and all fish must be returned to the water unharmed immediately after being caught. Fish may not be possessed on these waters.

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

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

This amendment filed August 23, 2006, effective **November 1, 2006**.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 10—Missouri State Board of Accountancy
Chapter 1—Organization and Description of Board**

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.256, 326.259.4, 326.262, 326.268.1 and 326.319, RSMo Supp. 2005, the board amends a rule as follows:

[4 CSR 10-1.010] **20 CSR 2010-1.010** is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published, as 4 CSR 10-1.010, in the *Missouri Register* on May 1, 2006 (31 MoReg 653). The section with changes is reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The board received two (2) comments:

COMMENT: The board received two (2) comments regarding the addition of disciplinary actions of "practice rights" from Austin L. Mitchell, Pratt, Mitchell & Co. and Lloyd W. Schnieders, CPA, Grabel, Schnieders, Hollman & Co., PC. Mr. Mitchell submitted a comment stating that until such a definition is included in the statute, he believes the addition of such superintending control is beyond the scope of authority delegated by statute to the board. Mr. Schnieders stated the addition of sanction of practice rights is a very nebulous term when it comes to determining disciplinary action and requested the board clarify its meaning.

RESPONSE AND EXPLANATION OF CHANGE: Based on comments received, the decision of the board was to delete the term "practice rights" from subsection (5)(E) of the rule.

**Title 20—DEPARTMENT OF INSURANCE, FINANCIAL
INSTITUTIONS AND PROFESSIONAL REGISTRATION
Division 2010—Missouri State Board of Accountancy
Chapter 1—Organization and Description of Board**

20 CSR 2010-1.010 General Organization

(5) The board has superintending control over the practice of accounting in Missouri and its primary duties consist of—

(E) Disciplinary action including sanction of certificates, licenses, and permits of certified public accountants and certified public accounting firms who have been found to have violated the provisions of Chapter 326, RSMo; and

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 10—Missouri State Board of Accountancy
Chapter 1—Organization and Description of Board**

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.268 and 326.271, RSMo Supp. 2005, the board amends a rule as follows:

**Title 20—DEPARTMENT OF INSURANCE, FINANCIAL
INSTITUTIONS AND PROFESSIONAL REGISTRATION
Division 2010—Missouri State Board of Accountancy
Chapter 1—Organization and Description of Board**

[4 CSR 10-1.020] **20 CSR 2010-1.020** Board Compensation is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published, as 4 CSR 10-1.020, in the *Missouri Register* on May 1, 2006 (31 MoReg 653-654). 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 10—Missouri State Board of Accountancy
Chapter 1—Organization and Description of Board**

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.262 and 326.268, RSMo Supp. 2005, the board adopts a rule as follows:

[4 CSR 10-1.050] **20 CSR 2010-1.050** is adopted.

A notice of proposed rulemaking containing the text of the proposed amendment was published, as 4 CSR 10-1.050, in the *Missouri Register* on May 1, 2006 (31 MoReg 654-655). The section with changes to the proposed amendment is reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The board received two (2) comments.

COMMENT: The board received two (2) comments regarding the addition of disciplinary actions of “practice rights” from Austin L. Mitchell, Pratt, Mitchell & Co. and Lloyd W. Schnieders, CPA, Grabel, Schnieders, Hollman & Co., PC. Mr. Mitchell submitted a comment regarding subpoena power stating to the extent delegating such power to the executive director is a delegation beyond the scope of the board’s authority. The statute, which grants limited subpoena power to the board, does not grant the board the authority to delegate such subpoena power. Particularly considering the absence of an accounting background of the current executive director, who is not qualified to determine whether additional documentation is required to further investigate a complaint or other matter, much less to determine what additional documentation should be produced. Accordingly, the current executive director has no way to ascertain whether a subpoena is necessary, and if so, what documentation should be obtained without first going to the board for such information. Mr. Schnieder comments opposing a rule change that permitted the executive director or his/her designee to issue a subpoena or summon without full board approve stating all of the board’s authority is then given to one person.

RESPONSE AND EXPLANATION OF CHANGE: Based on comments received the board felt having the board issue a subpoena or to summon individuals for the attendance and testimony of any witness more clearly stated their original intent. A change has been made to section (1).

**Title 20—DEPARTMENT OF INSURANCE, FINANCIAL
INSTITUTIONS AND PROFESSIONAL REGISTRATION
Division 2010—Missouri State Board of Accountancy
Chapter 1—Organization and Description of Board**

20 CSR 2010-1.050 Board Subpoena Power

(1) The board shall have the power to issue a subpoena or to summon as necessary for the attendance and testimony of any witness, and shall have the power to issue a subpoena duces tecum for the production of any book, paper, document, or thing.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 10—Missouri State Board of Accountancy
Chapter 2—General Rules**

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.256, 326.262, and 326.268, RSMo Supp. 2005, the board amends a rule as follows:

**Title 20—DEPARTMENT OF INSURANCE, FINANCIAL
INSTITUTIONS AND PROFESSIONAL REGISTRATION
Division 2010—Missouri State Board of Accountancy
Chapter 2—General Rules**

[4 CSR 10-2.005] **20 CSR 2010-2.005** Definitions
is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published, as 4 CSR 10-2.005, in the *Missouri Register* on May 1, 2006 (31 MoReg 656). 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 10—Missouri State Board of Accountancy
Chapter 2—General Rules**

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.256.1(9) and 326.283.1(1), RSMo Supp. 2005, the board rescinds a rule as follows:

**Title 20—DEPARTMENT OF INSURANCE, FINANCIAL
INSTITUTIONS AND PROFESSIONAL REGISTRATION
Division 2010—Missouri State Board of Accountancy
Chapter 2—General Rules**

[4 CSR 10-2.022] **20 CSR 2010-2.022** Provisional License to
Practice is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published, as 4 CSR 10-2.022, in the *Missouri Register* on May 1, 2006 (31 MoReg 656). No changes have been made to the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 10—Missouri State Board of Accountancy
Chapter 2—General Rules**

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.256.1(9) and 326.283.1(1) and 326.286.3, RSMo Supp. 2005, the board adopts a rule as follows:

**Title 20—DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION
Division 2010—Missouri State Board of Accountancy
Chapter 2—General Rules**

[4 CSR 10-2.022] **20 CSR 2010-2.022** Provisional License to Practice and Practice Privilege is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published, as 4 CSR 10-2.022, in the *Missouri Register* on May 1, 2006 (31 MoReg 656-658). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT
Division 10—Missouri State Board of Accountancy
Chapter 2—General Rules**

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.262 and 326.280.1, RSMo Supp. 2005, the board amends a rule as follows:

**Title 20—DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION
Division 2010—Missouri State Board of Accountancy
Chapter 2—General Rules**

[4 CSR 10-2.041] **20 CSR 2010-2.041** Eligibility Requirements for the CPA Examination is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published, as 4 CSR 10-2.041, in the *Missouri Register* on May 1, 2006 (31 MoReg 659). 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 10—Missouri State Board of Accountancy
Chapter 2—General Rules**

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.262 and 326.289, RSMo Supp. 2005, the board amends a rule as follows:

**Title 20—DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION
Division 2010—Missouri State Board of Accountancy
Chapter 2—General Rules**

[4 CSR 10-2.051] **20 CSR 2010-2.051** Registration of Certified Public Accounting Firms is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published, as 4 CSR 10-2.051, in the *Missouri Register* on May 1, 2006 (31 MoReg 659-660). No changes have been made to the text of the proposed amendment, so it is not reprinted

ed 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 10—Missouri State Board of Accountancy
Chapter 2—General Rules**

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under section 326.262, RSMo Supp. 2005, the board adopts a rule as follows:

**Title 20—DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION
Division 2010—Missouri State Board of Accountancy
Chapter 2—General Rules**

[4 CSR 10-2.065] **20 CSR 2010-2.065** Requirements for Licensure through Reciprocity is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published, as 4 CSR 10-2.065, in the *Missouri Register* on May 1, 2006 (31 MoReg 660-662). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT
Division 10—Missouri State Board of Accountancy
Chapter 2—General Rules**

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.262, 326.286 and 620.010.15(2), RSMo Supp. 2005, the board amends a rule as follows:

**Title 20—DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION
Division 2010—Missouri State Board of Accountancy
Chapter 2—General Rules**

[4 CSR 10-2.070] **20 CSR 2010-2.070** Renewal of Licenses is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published, as 4 CSR 10-2.070, in the *Missouri Register* on May 1, 2006 (31 MoReg 663). 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 10—Missouri State Board of Accountancy
Chapter 2—General Rules**

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.262 and 326.289, RSMo Supp. 2005, the board amends a rule as follows:

Title 20—DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION
Division 2010—Missouri State Board of Accountancy
Chapter 2—General Rules

[4 CSR 10-2.072] **20 CSR 2010-2.072** Renewal of a Certified Public Accounting Firm Permit **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published, as 4 CSR 10-2.072, in the *Missouri Register* on May 1, 2006 (31 MoReg 663-664). 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 10—Missouri State Board of Accountancy
Chapter 2—General Rules

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.262, 326.286, 326.310 and 326.316, RSMo Supp. 2005 and 620.149, RSMo 2000, the board amends a rule as follows:

Title 20—DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION
Division 2010—Missouri State Board of Accountancy
Chapter 2—General Rules

[4 CSR 10-2.075] **20 CSR 2010-2.075** Reinstatement of License to Practice **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published, as 4 CSR 10-2.075, in the *Missouri Register* on May 1, 2006 (31 MoReg 664). 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 10—Missouri State Board of Accountancy
Chapter 2—General Rules

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.262, 326.268 and 326.286, RSMo Supp. 2005, the board rescinds a rule as follows:

Title 20—DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION
Division 2010—Missouri State Board of Accountancy
Chapter 2—General Rules

[4 CSR 10-2.130] **20 CSR 2010-2.130** Applications for Examination **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published, as 4 CSR 10-2.130, in the *Missouri Register* on May 1, 2006 (31 MoReg 664). No changes have been made to the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT
Division 10—Missouri State Board of Accountancy
Chapter 2—General Rules

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.262, 326.268 and 326.286, RSMo Supp. 2005, the board adopts a rule as follows:

Title 20—DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION
Division 2010—Missouri State Board of Accountancy
Chapter 2—General Rules

[4 CSR 10-2.130] **20 CSR 2010-2.130** Applications for Examination **is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published, as 4 CSR 10-2.130, in the *Missouri Register* on May 1, 2006 (31 MoReg 664-666). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT
Division 10—Missouri State Board of Accountancy
Chapter 2—General Rules

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.262, 326.268, and 326.280, RSMo Supp. 2005, the board amends a rule as follows:

Title 20—DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION
Division 2010—Missouri State Board of Accountancy
Chapter 2—General Rules

[4 CSR 10-2.140] **20 CSR 2010-2.140** Granting of Credit for the Examination **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published, as 4 CSR 10-2.140, in the *Missouri Register* on May 1, 2006 (31 MoReg 667-668). 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 10—Missouri State Board of Accountancy
Chapter 2—General Rules

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.262, 326.268, 326.280 and 326.286, RSMo Supp. 2005, the board rescinds a rule as follows:

Title 20—DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION
Division 2010—Missouri State Board of Accountancy
Chapter 2—General Rules

[4 CSR 10-2.150] **20 CSR 2010-2.150** Examination Procedures **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published, as 4 CSR 10-2.150, in the *Missouri Register* on May 1, 2006 (31 MoReg 668). No changes have been made to the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT
Division 10—Missouri State Board of Accountancy
Chapter 2—General Rules

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.262, 326.268, 326.280 and 326.286, RSMo Supp. 2005, the board adopts a rule as follows:

Title 20—DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION
Division 2010—Missouri State Board of Accountancy
Chapter 2—General Rules

[4 CSR 10-2.150] **20 CSR 2010-2.150** Examination Procedures **is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published, as 4 CSR 10-2.150, in the *Missouri Register* on May 1, 2006 (31 MoReg 668-669). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT
Division 10—Missouri State Board of Accountancy
Chapter 2—General Rules

ORDER OF RULEMAKING

By the authority vested in the Missouri State Board of Accountancy under sections 326.262, 326.271, 326.277, 326.280, 236.283,

326.286 and 326.289, RSMo Supp. 2005, the board amends a rule as follows:

Title 20—DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION
Division 2010—Missouri State Board of Accountancy
Chapter 2—General Rules

[4 CSR 10-2.160] **20 CSR 2010-2.160** Fees **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published, as 4 CSR 10-2.160, in the *Missouri Register* on May 1, 2006 (31 MoReg 669-671). 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 9—DEPARTMENT OF MENTAL HEALTH
Division 45—Division of Mental Retardation and Developmental Disabilities
Chapter 2—Eligibility for Services

ORDER OF RULEMAKING

By the authority vested in the Department of Mental Health under section 630.050, RSMo 2000, the department adopts a rule as follows:

9 CSR 45-2.015 Prioritizing Access to Funded Services **is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 1, 2006 (31 MoReg 704). 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. The Department of Mental Health received four (4) comments on the proposed rule from the following individuals: Fred Rich, Legal Aid of Western Missouri; Les Wagner, Boone County Family Resources; Cindy Langford, Connections Case Management; and Pete Breting, Camden County Senate Bill 40 Board.

COMMENT: Fred Rich, Legal Aid of Western Missouri, wrote in opposition stating the rule represents policy-making that should remain the province of the Missouri Legislature or the Department of Mental Health Commission. Mr. Rich further stated that prioritizing access to services should be based on the type and complexity of the client's disabling condition rather than the client's eligibility for a specific funding source and linking access to services to federal or state funding or programs holds a person otherwise eligible for service, hostage to changes in federal or state law.

RESPONSE: The department disagrees that the proposed rule is improper policy-making through rulemaking. The proposed rule is consistent with the department's authority under sections 630.050 and 633.110.2, RSMo. In addition, the proposed rule is necessary for the department to be compliant with Title II of the Americans with Disabilities Act (ADA) by demonstrating it has: 1) a comprehensive, effectively working plan for placing qualified persons with disabilities in less restrictive settings, and 2) a waiting list that moves at a reasonable pace. Needs of all individuals, regardless of eligibility for funding sources, are prioritized the same. No changes have been made to the rule as a result of this comment.

COMMENT: Les Wagner, Boone County Family Resources, expressed concern that county boards do not retain autonomy with regard to prioritizing access, reviewing individually planned services, and monitoring utilization.

RESPONSE: The department agrees county boards should have autonomy when it is the county board that is fully funding services. When county boards enter into intergovernmental agreements to administer state programs or state and federal Medicaid programs, the county board must administer the programs following the same procedures as do staff with the Division of Mental Retardation and Developmental Disabilities. The majority of services accessed through the Division of Mental Retardation and Developmental Disabilities are financed through Medicaid programs with federal, state and local funds. County boards with intergovernmental agreements that include administering aspects of federal Medicaid programs, have agreed to follow the same processes and procedures as do staff with the Division of Mental Retardation and Developmental Disabilities to assure federal compliance. No changes have been made to the rule as a result of this comment.

COMMENT: Cindy Langford, Connections Case Management, and Pete Breting, Camden County SB 40, expressed concern with the turnover process described in (7)(B), questioning if such openings take priority over placement for individuals not appropriate for the opening and if funds created by the opening may be used in another living arrangement and if individual preference is considered.

RESPONSE: Individual preference, choice and compatibility are taken into account when openings in an existing living arrangement occur. In most congregate living arrangements, the department maximizes service dollars by refilling existing openings. No changes have been made to the rule as a result of this comment.

**Title 9—DEPARTMENT OF MENTAL HEALTH
Division 45—Division of Mental Retardation and
Developmental Disabilities
Chapter 2—Eligibility for Services**

ORDER OF RULEMAKING

By the authority vested in the Department of Mental Health under section 630.050, RSMo 2000, the department adopts a rule as follows:

9 CSR 45-2.017 is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on May 1, 2006 (31 MoReg 704-714). Those sections with changes are reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS. The department received seven (7) comments on the proposed rule from the following individuals: Peg Capo, Developmental Disabilities Resource Board of St. Charles County; Les Wagner, Boone County Family Resources; Fred Rich, Legal Aid of Western Missouri; Nancy Shrewsbury and Cris Rodriguez, Division of Mental Retardation and Developmental Disabilities; Pete Breting, Camden County Senate Bill 40 Board; and Cindy Langford, Connections Case Management.

COMMENT: Peg Capo, Developmental Disabilities Resource Board of St. Charles County, and Pete Breting, Camden County Senate Bill 40 Board, wrote in favor of the utilization review process. Mr. Breting noted the instrument measures what it is supposed to measure and criticisms of the process have more to do with how information from the process is used and the fact there are limited funds for services in general.

RESPONSE: The department concurs with the comments made and appreciates the comments in support of the proposed rule. No changes have been made to the rule as a result of this comment.

COMMENT: Fred Rich, Legal Aid of Western Missouri, wrote to provide constructive criticism to ensure the final rule is comprehensive. He suggested the rule be presented to Division of Mental Retardation and Developmental Disabilities ("division") constituencies and that regional public hearings be scheduled to solicit comment. Mr. Rich further stated access to division services should be based on the type and complexity of a person's disability and not the person's eligibility for a funding source.

RESPONSE: The department included a range of stakeholders on the workgroup that developed the utilization review process, which included parents, Senate Bill 40 Boards, and providers. The workgroup also reconvened to refine the process over a period of years. The process has been discussed with constituency groups and individuals and responsible parties have been provided information on the process as plans have been reviewed within the utilization review process. The department will make it a priority though to continue to evaluate the utilization review process and plans to seek input from stakeholders through a public process to discuss and develop future changes in the process. No changes have been made to the rule as a result of this comment.

COMMENT: Les Wagner, Boone County Family Resources, expressed concern that county boards did not have sufficient input during the process of establishing standards and guidelines and further stated county boards should have some measure of autonomy with regard to prioritizing access, reviewing individually planned services, and monitoring utilization.

RESPONSE: The department disagrees that county boards did not have sufficient input throughout the process. Peg Capo, Developmental Disabilities Resource Board of St. Charles County, served as co-chair of the utilization review workgroup as a representative of the Missouri Association of County Developmental Disability Services. The department agrees county boards should have complete autonomy when providing services wholly funded by the county. When county boards enter into intergovernmental agreements to administer state programs or state and federal Medicaid programs though, the county board must administer the programs following the same policies and procedures as does the state. No changes have been made to the rule as a result of this comment.

COMMENT: Fred Rich, Legal Aid of Western Missouri, and Cindy Langford, Connections Case Management, commented on emergency criteria in subsection (1)(E) of the rule and on page one (1) of the prioritization of need form. Mr. Rich suggested the criteria needed to be expanded to include: 1) the client cannot adequately provide for, or adequately communicate regarding his health care, food, shelter, and safety needs; and 2) the client is a minor who is "aging out" of family/juvenile court jurisdiction and/or (DSS), Children's Division care and custody and soon will meet one or more of the other criteria. Ms. Langford noted emergency criteria in subsection (1)(E) was not consistent with the emergency criteria on the prioritization of need form.

RESPONSE AND EXPLANATION OF CHANGE: The suggested "expanded criteria" are already encompassed within the seven (7) emergency criteria, thus the two (2) new categories suggested by Mr. Rich have not been added. The department agrees the emergency criteria on the prioritization of need form should be consistent with the emergency criteria in (1)(E) and has changed the form to correspond to the criteria listed in subsection (1)(E).

COMMENT: Fred Rich, Legal Aid of Western Missouri, suggested in subsection (1)(E) the word "individual" be changed to "client" here and throughout the rule; the term "health care" be added as an

example of immediate need; and the term “provision of those services” be changed to “providing those services.”

RESPONSE: The department finds the term individual is an appropriate term to use in the proposed rule rather than “client.” The criteria, protection from harm, can include immediate need for health care, thus the suggested changes have not been made. The department finds the term “provision of those services” as opposed to “providing those services” a matter of style that does not necessitate revision. No changes have been made to the rule as a result of this comment.

COMMENT: Peg Capo, Developmental Disabilities Resource Board of St. Charles County, and Cris Rodriguez, Division of Mental Retardation and Developmental Disabilities, suggested in subsection (1)(G) that the department should incorporate in the definition and department policy a means to fund services for individuals to prevent individuals from reaching emergency or crisis status.

RESPONSE: While the department agrees it should ideally be able to foresee imminent crisis and emergencies and provide preventive services, the department also has a responsibility to serve individuals with the greatest needs first. The utilization review process allows the needs of individuals to be rank ordered. The department continues to evaluate its service delivery system to improve access to service and will amend the rule in the future to support any system changes. The department plans to seek input from stakeholders through a public process to discuss and develop future changes in the process. No changes have been made to the rule as a result of this comment.

COMMENT: Fred Rich, Legal Aid of Western Missouri, suggested the term “responsible party,” a person who has the legal authority to make decisions for an individual, and the term “family” be clarified and used consistently.

RESPONSE: The department agrees the terms “family” and “responsible party” should be used consistently and believes that the proposed rule accomplishes this objective. No changes have been made to the rule as a result of this comment.

COMMENT: Nancy Shrewsberry, Division of Mental Retardation and Developmental Disabilities, suggested prioritization of need scores should not be assigned to services such as respite, nor should such services go on a waiting list. The commenter also suggested that an exception be made for individuals who are not Medicaid eligible.

RESPONSE: The department must meet the greatest needs when it has limited funding. The department believes that the scores are appropriately assigned. No changes have been made to the rule as a result of this comment.

COMMENT: Fred Rich, Legal Aid of Western Missouri, urged that membership on the Utilization Review Committees (URC) in section (2) include client, family, and responsible party representation.

RESPONSE: Individual clients, families and responsible parties are integral partners in the person centered planning process, which includes identifying the individual’s needs and how the needs will be met, and translating this information to a plan/budget to be reviewed by the URC. Each regional center is encouraged to include a parent or guardian representative and a Senate Bill 40 Board representative on the URC. With more than twenty-five thousand (25,000) individuals receiving services, it is not possible to schedule each individual client and/or responsible party to attend the URC meeting when their plan is reviewed. No changes have been made to the rule as a result of this comment.

COMMENT: Fred Rich, Legal Aid of Western Missouri, proposed in section (3) that the service coordinator meet with the “client, the client’s family, and, as appropriate, the client’s responsible party” to prepare a plan and budget.

RESPONSE AND EXPLANATION OF CHANGE: The department is revising section (3) to clarify the service coordinator will meet with the individual, and as appropriate, the responsible party in addition to the individual’s family.

COMMENT: Cindy Langford, Connections Case Management, in regard to section (3), questioned if there is a Medicaid requirement that will not allow a planning meeting to be earlier than forty-five (45) days prior to implementation of the plan, and in subsection (3)(A) inquired if the responsible party signs both the plan and the budget and if signing the budget indicates agreement with the content of the plan.

RESPONSE AND EXPLANATION OF CHANGE: Person Centered Planning Guidelines are followed by the department. Medicaid requirements do not prevent the planning process from beginning two (2) months prior to implementation of the plan. The responsible party signs the person centered plan but not the budget. The department has revised subsection (3)(A) for clarification that the plan shall be signed.

COMMENT: Fred Rich, Legal Aid of Western Missouri, recommended changes in section (7) to add that the final decision letter and the completed plan and budget shall be provided “within ten (10) days of the decision to the client and/or” responsible party, service coordinator and provider(s).

RESPONSE AND EXPLANATION OF CHANGE: The department agrees a timeline is desirable and is changing section (7) as recommended and is adding clarification regarding distribution of the final decision.

COMMENT: Fred Rich, Legal Aid of Western Missouri, suggests all persons served by the division should have access to the appeals process in section (9), and in sections (9), (9)(A), (10) and (10)(A), the individual and the individual’s “responsible party” must have authority to initiate appeals to either the Department of Mental Health or the Department of Social Services.

RESPONSE AND EXPLANATION OF CHANGE: The department agrees that all persons denied eligibility for services should have appeal rights and that is provided for in section (9). Appeal rights are not available though when an individual is deemed eligible for services but is placed on a wait list, as set forth in 9 CSR 45-2.015, due to lack of available funding, because the department can only provide those services for which it has funding. Therefore, the suggested change has not been made. The department does agree that sections (9), (9)(A), (10) and (10)(A) should be clarified to give both the individual and the individual’s responsible party authority to appeal and has made changes in these sections and paragraphs accordingly.

COMMENT: Fred Rich, Legal Aid of Western Missouri, noted in section (11) that guidance from the service coordinator should be provided to the “client, family and the responsible party” in addition to the individual.

RESPONSE AND EXPLANATION OF CHANGE: The department agrees and has made this suggested change.

COMMENT: Fred Rich, Legal Aid of Western Missouri, questioned the use of “typical lifestyle” on page two (2) of the Department of Mental Health—Utilization Review Checklist, suggesting the alternative term “focus on normalization and maximum integration into the community” be used.

RESPONSE: The department believes that the term “typical lifestyle” is appropriate and that individuals receiving services and families and responsible parties understand that phrase as it is used in the context of the utilization review process. No changes have been made to the rule as a result of this comment.

COMMENT: Fred Rich, Legal Aid of Western Missouri, recommended language be changed on page one (1) of the Department of

Mental Health, Prioritization of Need for Services/Supports form, in the box titled Category E to add “the client cannot adequately provide for, or adequately communicate regarding, his health care, food, shelter, and safety needs and the client is a minor who is ‘aging out’ of family/juvenile court jurisdiction and/or Department of Social Services (DSS), Children’s Division care and custody and soon will meet one or more of the other criteria herein.”

RESPONSE: The suggested expanded criteria are already covered within the seven (7) emergency criteria. No changes have been made to the rule as a result of this comment.

potentially available to support needs that are not approved through the URC process.

9 CSR 45-2.017 Utilization Review Process

(3) Two (2) months prior to the proposed plan and budget implementation, the service coordinator shall meet with the individual, the individual’s family, and as appropriate the individual’s responsible party to prepare a plan and budget with justification for the individual’s support needs.

(A) The initial plan and budget shall be agreed to and the plan shall be signed by the individual or responsible party. The service coordinator and the individual or responsible party shall receive a copy of the plan and budget prior to submission of the plan and budget to the URC.

(7) Upon final action by the regional center director or designee to approve, amend or disapprove a plan and budget, a copy of the final decision letter and the completed plan and budget shall be provided within ten (10) days of the decision to the individual and/or responsible party, service coordinator and provider(s) by regular mail, fax or hand delivery. If the regional center director or designee disapproves a plan and budget, the regional center director or designee shall include in the final decision letter the reasons for the disapproval or amendment.

(9) When the final decision, as set forth in section (8) above, results in any individual being denied service(s) based on a determination the individual is not eligible for the service(s) or adversely affects a waiver service for an individual, the individual and/or responsible party may appeal in accordance with the procedures set forth in 9 CSR 45-2.020(3)(C) and (5).

(A) An individual and/or responsible party participating in a Division Medicaid Waiver program has appeal rights through both the Department of Mental Health and the Department of Social Services. Those individuals may appeal to Department of Social Services before, during or after exhausting the Department of Mental Health appeal process. Once the appeal process through Department of Social Services begins, appeal rights through the Department of Mental Health cease. Individuals appealing to the Department of Social Services must do so in writing within ninety (90) days of written notice of the adverse action to request an appeal hearing. Requests for appeal to the Department of Social Services should be sent to: Division of Medical Services, Recipient Services Unit, PO Box 6500, Jefferson City, MO 65102-6500, or call Recipient Services Unit at 1-800-392-2161.

(10) If an individual and/or responsible party timely files an appeal of a final decision, services currently being provided under an existing plan of care will not be suspended, reduced or terminated pending a hearing decision unless the individual or legal representative requests in writing that services be suspended, reduced or terminated.

(A) The individual and/or responsible party may be responsible for repayment of any federal or state funds expended for services while the appeal is pending if the hearing decision upholds the director’s decision.

(11) The service coordinator shall provide guidance to the individual, family, and the responsible party about any alternative resources

DEPARTMENT OF MENTAL HEALTH Prioritization of Need for Services/Supports

Residential	In-Home Support
Consumer Name: _____ Case #: _____	
Service Coordinator: _____ Date Placed on Waiting List: _____	
Service #1 Category/Points: _____	
Service #2 Category/Points: _____	
Service #3 Category/Points: _____	
Additional Information: Date Scored: _____ URC Representative: _____	

In order to be on the prioritized waiting list for services/supports, the service/support *must be*:

- Identified as a need in a person-centered plan;
- Specifically related to the individual's disability (i.e., not something that would be needed regardless of the individual's disability); and
- Unavailable through natural support systems or other funding sources.

First, read through the categories, then:

- Pick the category that best describes each service need of the individual.
- Only one category can be selected per service. Prioritize this decision based on the service/support (*not* by person).
- Once a category has been selected, only compile the points for the selected category for each service.
- When the category points are tallied, transfer category letter and the total points to the top of this page.
- If Emergency or Health and Safety category is chosen the person-centered plan must reflect what safeguard and/or emergency measures have been put in place to address the concerns.

A service can only be prioritized or listed under one category, however, there can be more than one service in any category.

Points	CATEGORY: E Emergency (12 points) See 9 CSR 45-2.017(1)(E)
_____	<p>12 pts. This service/support is necessary due to the individual's emergency situation. An emergency situation is described as one of the following:</p> <ol style="list-style-type: none"> 1) The individual is in immediate need of life-sustaining services (food, shelter, protection from harm) and there is no alternative to Division funding or provision of those services. 2) The individual needs immediate services to protect another person(s) from imminent physical harm. 3) The individual currently resides in a public institution and has been assessed as able to live in a less restrictive arrangement in the community, the individual wants to live in the community, and appropriate services and supports can be arranged through the waiver. (Olmstead) 4) The individual is aging out of the Lopez Waiver and still requires substantial waiver services. (Does not include consumers that would be more appropriately served in the Physically Disabled Waiver) 5) The individual is in the care and custody of DSS Children's Division, which has a formal agreement in place with a division regional center to fund costs of waiver services for the specific individual. 6) The individual is under age 18 and requires coordinated services through several agencies to avoid court action. (System of Care)

	7) The individual is subject to ongoing or pending legal action and requires immediate delivery of services.
_____	Outcome #: _____ Service: _____ Frequency: _____ Cost: _____
_____	Outcome #: _____ Service: _____ Frequency: _____ Cost: _____
_____	Outcome #: _____ Service: _____ Frequency: _____ Cost: _____
Points	CATEGORY: H Health and Safety (5 to 12 points)
_____	5 pts. The service/support is necessary to ensure the health and safety of the individual or others, i.e., not providing the service/support will place the individual or others at risk of illness, injury, or harm.
	In order to be categorized as a health and safety need, the degree of risk must be greater than 50% chance without intervention.
_____	Add 1 point (+1 pt.) if degree of risk is imminent—definite and immediate.
_____	Add 2 points (+2 pt.) if individual has no permanent residence.
_____	Add points (maximum of 4) based on Physical/Behavioral Support Checklists. (pg. 3)
	Cumulative points for Category Health and Safety. (Not to exceed 12)
_____	Outcome #: _____ Service: _____ Frequency: _____ Cost: _____
_____	Outcome #: _____ Service: _____ Frequency: _____ Cost: _____
_____	Outcome #: _____ Service: _____ Frequency: _____ Cost: _____

Points	CATEGORY: F Family Support (4 to 11 points)
_____	4 pts. The service/support is necessary to help the family care for their family member in their home or family support is not available.
_____	Add points (maximum of 4) based on Physical/Behavioral Support Checklists. (pg. 4)
_____	Add points (maximum of 3) for other family circumstances. Mark as many as applicable to get a full picture of the family need, however, can only add 3 points.
_____	+ 3 pts. Death of primary caregiver.
_____	+ 3 pts. Primary caregiver has a terminal diagnosis.
_____	+ 2 pts. Primary caregiver has other chronic health conditions that significantly impact his/her ability to provide needed supports for the person.
_____	+ 2 pts. Primary caregiver over age 75.
_____	+ 1 pt. Primary caregiver over age 65.
_____	+ 1 pt. Single parent family.
_____	+ 1 pt. Recent (within past 6 mos.) divorce or separation.
_____	+ 1 pt. More than one family member eligible for MRDD services.
_____	+ 1 pt. At least 3 children under the age of 10 living in the home.
_____	+ 1 pt. Recent (within past 6 mos.) unplanned loss of employment.
_____	+1 pt. Primary caregiver at risk of job loss to provide care for the person in the home.
	Cumulative points for Category Family Support. (Not to exceed 11)
_____	Outcome #: _____ Service: _____ Frequency: _____ Cost: _____
_____	Outcome #: _____ Service: _____ Frequency: _____ Cost: _____
_____	Outcome #: _____ Service: _____ Frequency: _____ Cost: _____

Points	CATEGORY: D Daily Living Supports (4 to 6 points)
_____	<p>4 pts. The service/support is necessary to help the individual perform activities of daily living, e.g., communication, mobility, self-care, etc. <u>or</u> to assist an individual with independent living or developing the skills necessary to do so. Examples include personal assistance, supported employment, habilitation training, therapy services (including Applied Behavior Analysis), specialized medical equipment and supplies, and environmental accessibility adaptations.</p> <p>Add points if the individual currently lives independently (i.e., is not receiving residential services, including ISL) and is at risk of moving to a more restrictive setting or of losing a degree of independence without the service/support requested.</p> <p>+ 2 pts. Immediate (within 30 days). + 1 pt. Prospective (likely within 1 year).</p>
_____	<p>Cumulative points for Category Daily Living Supports. (Not to exceed 6)</p> <p>Outcome #: _____ Service: _____ Frequency: _____ Cost: _____</p> <p>Outcome #: _____ Service: _____ Frequency: _____ Cost: _____</p> <p>Outcome #: _____ Service: _____ Frequency: _____ Cost: _____</p>

Points	CATEGORY: I Inclusion and/or Recreational Supports (In-Home Supports Only)
_____	<p>2 pts. Service/support is necessary to address barriers that might keep the person individual from fully participating in his/her community and/or recreational activities.</p> <p>Outcome #: _____ Service: _____ Frequency: _____ Cost: _____</p> <p>Outcome #: _____ Service: _____ Frequency: _____ Cost: _____</p> <p>Outcome #: _____ Service: _____ Frequency: _____ Cost: _____</p>

There are no other contributors to Category Inclusion and/or Recreational Supports.

Points	CATEGORY: L Long Term Planning: This category is either 2 pts OR 1 pt
_____	<p>2 pts. Individual is receiving residential services from an alternative funding source (Children's Division or DMH-CPS). Current residential situation has a time limitation or age restriction and individual has no natural home in which to return or the individual is receiving residential services from DMH but needs enhanced or alternative services (Rescore service need 6 months prior to time limited funds ending)</p> <p style="text-align: center;">OR</p> <p>1 pt Family has long term planning needs, e.g. knows that they want placement sometime in the future.</p> <p>Outcome #: _____ Service: _____ Frequency: _____ Cost: _____</p> <p>Outcome #: _____ Service: _____ Frequency: _____ Cost: _____</p> <p>Outcome #: _____ Service: _____ Frequency: _____ Cost: _____</p>

There are no other contributors to Category Long Term Planning

Complete both Checklists on this page as they pertain to either Category Health and Safety or Family Support:

- Check every applicable event to create a clear picture of the situation.
- A maximum of 2 points from each section can be allocated to the category, for a total of 4 points, even though more may apply.
- If there is only 1 contributing point in the Behavioral Checklist, but three or more points in the Physical Checklist, you cannot count a total of 4 points. Only 2 points per checklist.
- When the checklist points are tallied, transfer total points to appropriate category.
- Unless otherwise noted, the behavioral or physical need identified must have occurred within the last year.

Points	BEHAVIORAL SUPPORTS CHECKLIST	
2pt max.	<input type="checkbox"/>	+1 pt. Made threats verbally and/or physically(with reasonable threat of physical harm).
	<input type="checkbox"/>	+1 pt. Destroyed property.
	<input type="checkbox"/>	+1 pt. Ran away (elopement) or leaves area of safety and supervision.
	<input type="checkbox"/>	+1 pt. Abused alcohol and/or substances.
	<input type="checkbox"/>	+1 pt. 2 or more medications used to treat mental illness and/or for behavioral control.
	<input type="checkbox"/>	+1 pt. Compulsive/Ritualistic behavior that significantly interferes with the person's and family's daily routines.
	<input type="checkbox"/>	+2 pts. Harmed himself or herself.
	<input type="checkbox"/>	+2 pts. Harmed others (includes animals).
	<input type="checkbox"/>	+2 pts. Ingested toxic and/or non-food substances or dangerous food/liquid quantities.
	<input type="checkbox"/>	+2 pts. Made a suicide attempt or threat.
	<input type="checkbox"/>	+2 pts. Set fires
	<input type="checkbox"/>	+2 pts. Been sexually aggressive.
	<input type="checkbox"/>	+2 pts. Physical restraint used in last 6 months.
<input type="checkbox"/>	+2 pts. Awake overnight.	
Points	PHYSICAL SUPPORTS CHECKLIST	
2pt max.	<input type="checkbox"/>	+1 pt. Chronic pain.
	<input type="checkbox"/>	+1 pt. Significant weight loss or gain (5% of body weight within last 30 days or 10% within last 6 months).
	<input type="checkbox"/>	+1 pt. Legally blind requiring assistive measures even in familiar settings.
	<input type="checkbox"/>	+1 pt. Legally deaf making interactive communication difficult for caregiver or requiring specialized equipment.
	<input type="checkbox"/>	+2 pts. Frequent illnesses that interfere with the individual's and family's daily routines.
	<input type="checkbox"/>	+2 pts. Frequent injuries and/or falls that require medical attention.
	<input type="checkbox"/>	+2 pts. Seizures—frequent and uncontrolled and/or that required emergency hospitalization within the last year.
	<input type="checkbox"/>	+2 pts. Suctioning, tracheotomy, oxygen therapy, ventilator.
	<input type="checkbox"/>	+2 pts. Choking/choking precautions.
	<input type="checkbox"/>	+2 pts. Tube feeding and/or spoon feeding by caregiver.
	<input type="checkbox"/>	+2 pts. Incontinence; daily catheterization and/or bowel care.
	<input type="checkbox"/>	+2 pts. Individual requires lifting for transfer that is difficult for caregiver(s).
	<input type="checkbox"/>	+2 pts. Orthopedic conditions—scoliosis, hip dysplasia, contractures, etc.
<input type="checkbox"/>	+2 pts. Skin breakdowns.	

Total points of both categories that can be allocated to chosen category. Not to exceed 4.

Title 10—DEPARTMENT OF NATURAL RESOURCES
Division 10—Air Conservation Commission
Chapter 5—Air Quality Standards and Air Pollution
Control Rules Specific to the St. Louis Metropolitan
Area

ORDER OF RULEMAKING

By the authority vested in the Missouri Air Conservation Commission under section 643.050, RSMo 2000, the commission amends a rule as follows:

10 CSR 10-5.300 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2006 (31 MoReg 714-719). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Missouri Department of Natural Resources' Air Pollution Control Program (APCP) received comments from the U.S. Environmental Protection Agency (EPA), The Boeing Company, the U.S. Department of Energy National Nuclear Security Administration, Safety-Kleen Systems, Inc. and a former 10 CSR 10-5.300 workgroup member.

COMMENT: EPA commented that the term—approved by the director—is added several times throughout this rule revision. Because the rule would allow alternative control measures to those contained in the EPA-approved state implementation plan, the rule text should be revised to—approved by the director and EPA.

RESPONSE AND EXPLANATION OF CHANGE: As a result of this comment, the director approval language throughout the rule has been revised to include EPA approval.

COMMENT: EPA commented that the proposed revision to remove the requirement for owners and operators of equipment to keep monthly records of the solvent types, amounts purchased, and amount of solvent consumed could affect the approvability of the rule revision into the State Implementation Plan (SIP). If the department's Air Pollution Control Program does not retain the timing requirement, EPA believes that another mechanism should be utilized to ensure compliance with the rule.

RESPONSE AND EXPLANATION OF CHANGE: As a result of this comment, the rule language has been revised in subsection (4)(A) of this rule to require the records to be kept current and made available for review on a monthly basis.

COMMENT: EPA commented that this rule is included in Missouri's 15% Rate of Progress Plan for the one (1)-hour ozone standard in St. Louis and the department's Air Pollution Control Program is required to provide a demonstration that these proposed rule revisions will not negatively impact the ability of St. Louis to attain the ozone standard.

RESPONSE: The department's Air Pollution Control Program plans to prepare the required demonstration to show that this rule revision will not interfere with reasonable further progress or attainment of the eight (8)-hour ozone standard. The demonstration will be included in the department's request for EPA to include the amended rule in the Missouri SIP. No rule text changes were made as a result of this comment.

Due to similar support addressed in the following two (2) comments, one (1) response can be found at the end of these two (2) comments:
COMMENT: The Boeing Company commented that they support the many technical and editorial revisions in this proposed rulemaking. These revisions will eliminate unnecessary rule complexity and

address uncertainties of interpretation and applicability that surfaced during Title V self-certifications and discussions with agency inspectors and other regulated facilities.

COMMENT: The U.S. Department of Energy National Nuclear Security Administration commented that they support the proposed rulemaking that is protective of the environment and makes sense to industry.

RESPONSE: The department's Air Pollution Control Program appreciates this support for the proposed rulemaking. We also recognize that all the time and effort the workgroup expended to develop the language in this proposed rulemaking will result in more easily understood rule requirements. No rule text changes were made as a result of these comments.

COMMENT: The Boeing Company and the U.S. Department of Energy National Nuclear Security Administration commented that rather than the rule requiring that a permanent conspicuous label summarizing operating procedures be affixed to the equipment the rule should be revised to be affixed to the equipment or readily visible during operation. This would meet the intent of the rule requirement to remind operators of the operating procedures but allow other visible label locations that are less likely to render the label unreadable.

RESPONSE AND EXPLANATION OF CHANGE: As a result of this comment, subparagraphs (3)(A)1.I., (3)(A)2.D., (3)(A)3.E. and (3)(A)4.A. of the rule text have been revised to accommodate more readily visible label locations.

COMMENT: Safety-Kleen Systems, Inc. and a former 10 CSR 10-5.300 workgroup member commented that the proposed rulemaking does not allow spray gun cleaners to use solvents with vapor pressures used to clean solvent-based paints from paint spray guns. These solvents are much different than solvents used in degreasing operations and should be exempt from the rule.

RESPONSE AND EXPLANATION OF CHANGE: Existing rule language is confusing because the spray gun requirements are listed under cold cleaners which have solvent vapor pressure requirements. This proposed amendment lists spray gun requirements separately from the cold cleaner requirements and is intended to place solvent vapor pressure requirements only on cold cleaners. To avoid confusion, the reference to open-top vapor degreasers in subparagraph (1)(D)2.B. has been removed to clarify that this rule only has requirements for vapor pressure limits on cold cleaners that do not meet the exemption requirements. However, it should be noted that solvent metal cleaning operations are still applicable to the federal National Emission Standard for Hazardous Air Pollutants.

COMMENT: Safety-Kleen Systems, Inc. commented that the department should reconsider the definitions in this rule and, in particular, the soils definition which seems to be the only reason to include spray gun activity in the solvent metal cleaning rule. It was noted that paint spray gun cleaning is not regulated under the model solvent metal cleaning rule developed by the Ozone Transport Commission (OTC) and that other areas of the country used these model rules for requirements.

RESPONSE: The solvent metal cleaning workgroup met several times between May 2002 and May 2005 to develop the proposed rule text. Discussions included review of all definitions including existing, proposed changes and new additions. The OTC model rules were included in these discussions as well as reviewing other state rule requirements. No rule text changes were made as a result of this comment.

COMMENT: Safety-Kleen Systems, Inc. commented that some issues in the evidence letters supporting this proposed rulemaking are still unaddressed.

RESPONSE: The solvent metal cleaning workgroup met several times between May 2002 and May 2005 to discuss and focus on

issues and concerns to develop the proposed amendment language. The evidence letters were used as the basis for those discussions and all issues in the letters were discussed at great length. The language in this proposed amendment was mutually negotiated with affected industries, the U.S. Environmental Protection Agency and the department's regional offices. No rule text changes were made as a result of this comment.

Due to similar concerns addressed in the following two (2) comments, one (1) response that addresses these concerns can be found at the end of these two (2) comments:

COMMENT: Safety-Kleen Systems, Inc. commented that this proposed rulemaking should not be adopted so that consideration can be given to determining whether it is appropriate to include paint spray gun cleaning under the current solvent metal cleaning rule.

COMMENT: A former 10 CSR 10-5.300 workgroup member commented that incorporating paint spray gun cleaning equipment into the solvent metal cleaning rule has led to confusion and a separate rule should be established for paint spray gun cleaning equipment.

RESPONSE: This significant issue was discussed in workgroup discussions and the consensus of the workgroup was that it was acceptable to include paint spray gun cleaning under the solvent metal cleaning rule as long as the changes proposed were incorporated to clarify these requirements. No rule text changes were made as a result of this comment. However, this does not rule out the possibility that at some future date a separate rule could be developed for paint spray gun cleaning.

COMMENT: A former 10 CSR 10-5.300 workgroup member commented that the inclusion of the definition for flush cleaning in this rule is confusing because spray gun cleaning could fall under this definition and, therefore, be exempt from this rule under subparagraph (1)(D)1.F.

RESPONSE AND EXPLANATION OF CHANGE: As a result of this comment, language was added to the flush cleaning definition in subsection (2)(E) to clarify that the definition does not include spray gun cleaning.

10 CSR 10-5.300 Control of Emissions From Solvent Metal Cleaning

(1) Applicability.

(D) Exemptions.

1. The following shall be exempt from this rule:

A. Cold cleaners with liquid surface areas of one (1) square foot or less or maximum capacities of one (1) gallon or less;

B. Solvent cleaning operations that meet the emission control requirements of 10 CSR 10-5.295, 10 CSR 10-5.330, 10 CSR 10-5.340 or 10 CSR 10-5.442;

C. Solvent metal cleaning operations regulated under 40 CFR 63 subpart T, National Emission Standards for Halogenated Solvent Cleaning;

D. The cleaning of electronic components, medical devices or optical devices;

E. Hand cleaning/wiping operations; and

F. Flush cleaning operations.

2. The following shall be exempt from the solvent vapor pressure requirements of subparagraphs (3)(A)1.A. and (3)(A)1.B. of this rule:

A. Sales of cold cleaning solvents in quantities of five (5) gallons or less;

B. Cold cleaners using solvents regulated under any federal National Emission Standard for Hazardous Air Pollutants; and

C. Janitorial and institutional cleaning.

3. All wastes that are subject to hazardous waste requirements at 10 CSR Division 25, Chapters 4 through 9 shall be exempt from the requirements of subparagraphs (3)(B)1.E., (3)(B)2.J., (3)(B)3.G., (3)(B)4.B. and (3)(B)5.G., and subsection (4)(A) of this rule.

(2) Definitions.

(E) Flush cleaning—The removal of contaminants such as dirt, grease and coatings from a component or coating equipment by passing solvent over, into or through the item being cleaned. The solvent drained from the item may be assisted by air, compressed gas, hydraulic pressure or by pumping. Flush cleaning does not include spray gun cleaning.

(3) General Provisions.

(A) Equipment Specifications.

1. Cold cleaners.

A. No one shall use, sell or offer for sale for use within the City of St. Louis and St. Charles, St. Louis, Jefferson and Franklin Counties a cold cleaning solvent with a vapor pressure greater than 1.0 mmHg (0.019 psi) at twenty degrees Celsius (20°C) (sixty-eight degrees Fahrenheit (68°F)) unless used for carburetor cleaning.

B. No one shall use, sell or offer for sale for use within the City of St. Louis and St. Charles, St. Louis, Jefferson and Franklin Counties a cold cleaning solvent for the purpose of carburetor cleaning with a vapor pressure greater than 5.0 mmHg (0.097 psi) at twenty degrees Celsius (20°C) (sixty-eight degrees Fahrenheit (68°F)).

C. Each cold cleaner shall have a cover which prevents the escape of solvent vapors from the solvent bath while in the closed position or an enclosed reservoir which limits the escape of solvent vapors from the solvent bath whenever parts are not being processed in the cleaner.

D. An owner or operator of a cold cleaner may use an alternate method for reducing cold cleaning emissions if the owner or operator shows the level of emission control is equivalent to or greater than the requirements of subparagraphs (3)(A)1.A. and (3)(A)1.B. of this rule. This alternate method must be approved by the director and the U.S. Environmental Protection Agency (EPA).

E. When one (1) or more of the following conditions exist, the cover shall be designed to operate easily such that minimal disturbing of the solvent vapors in the tank occurs. (For covers larger than ten (10) square feet, this shall be accomplished by either mechanical assistance such as spring loading or counter weighing or by power systems):

(I) The solvent vapor pressure is greater than 0.3 psi measured at thirty-seven point eight degrees Celsius (37.8°C) (one hundred degrees Fahrenheit (100°F));

(II) The solvent is agitated; or

(III) The solvent is heated.

F. Each cold cleaner shall have an internal drainage facility so that parts are enclosed under the cover while draining.

G. If an internal drainage facility cannot fit into the cleaning system and the solvent vapor pressure is less than 0.6 psi measured at thirty-seven point eight degrees Celsius (37.8°C) (one hundred degrees Fahrenheit (100°F)), then the cold cleaner shall have an external drainage facility which provides for the solvent to drain back into the solvent bath.

H. Solvent sprays, if used, shall be a solid fluid stream (not a fine, atomized or shower-type spray) and at a pressure which does not cause splashing above or beyond the freeboard.

I. A permanent conspicuous label summarizing the operating procedures shall be affixed to the equipment or in a location readily visible during operation of the equipment.

J. Any cold cleaner which uses a solvent that has a solvent vapor pressure greater than 0.6 psi measured at thirty-seven point eight degrees Celsius (37.8°C) (one hundred degrees Fahrenheit (100°F)) or heated above forty-eight point nine degrees Celsius (48.9°C) (one hundred twenty degrees Fahrenheit (120°F)) must use one (1) of the following control devices:

(I) A freeboard ratio of at least 0.75;

(II) Water cover (solvent must be insoluble in and heavier than water); or

(III) Other control systems with a mass balance demonstrated overall VOC emissions reduction efficiency greater than or equal to sixty-five percent (65%). These control systems must receive approval from the director and EPA prior to their use.

2. Open-top vapor degreasers.

A. Each open-top vapor degreaser shall have a cover that will prevent the escape of solvent vapors from the degreaser while in the closed position and shall be designed to open and close easily such that minimal disturbing of the solvent vapors in the tank occurs. For covers larger than ten (10) square feet, easy cover use shall be accomplished by either mechanical assistance, such as spring loading or counter weighing or by power systems.

B. Each open-top vapor degreaser shall be equipped with a vapor level control device that shuts off the heating source when the vapor level rises above the cooling or condensing coil, or an equivalent safety device approved by the director and EPA.

C. Each open-top vapor degreaser with an air/vapor interface over ten and three-fourths (10 3/4) square feet shall be equipped with at least one (1) of the following control devices:

(I) A freeboard ratio of at least 0.75;

(II) A refrigerated chiller;

(III) An enclosed design (the cover or door opens only when the dry part actually is entering or exiting the degreaser);

(IV) A carbon adsorption system with ventilation of at least fifty (50) cubic feet per minute per square foot of air vapor area when the cover is open and exhausting less than twenty-five parts per million (25 ppm) of solvent by volume averaged over one (1) complete adsorption cycle as measured using the reference method specified at 10 CSR 10-6.030(14)(A); or

(V) A control system with a mass balance demonstrated overall VOC emissions reduction efficiency greater than or equal to sixty-five percent (65%) and prior approval by the director and EPA.

D. A permanent conspicuous label summarizing the operating procedures shall be affixed to the equipment or in a location readily visible during operation of the equipment.

3. Conveyorized degreasers.

A. Each conveyorized degreaser shall have a drying tunnel or rotating (tumbling) basket or other means demonstrated to have equal to or better control which shall be used to prevent cleaned parts from carrying out solvent liquid or vapor.

B. Each conveyorized degreaser shall have the following safety devices which operate if the machine malfunctions:

(I) A vapor level control device that shuts off the heating source when the vapor level rises just above the cooling or condensing coil; and

(II) A spray safety switch, which shuts off the spray pump if the vapor level in the spray chamber drops four inches (4"), for conveyorized degreasers utilizing a spray chamber; or

(III) Equivalent safety devices approved by the director and EPA.

C. Entrances and exits shall silhouette workloads so that the average clearance between parts and the edge of the degreaser opening is less than four inches (4") or less than ten percent (10%) of the width of the opening.

D. Covers shall be provided for closing off the entrance and exit during hours when the degreaser is not being used.

E. A permanent, conspicuous label summarizing the operating procedures shall be affixed to the equipment or in a location readily visible during operation of the equipment.

F. If the air/vapor interface is larger than twenty-one and one-half (21 1/2) square feet, one (1) major control device shall be required. This device shall be one (1) of the following:

(I) A refrigerated chiller;

(II) Carbon adsorption system with ventilation of at least fifty (50) cubic feet per minute per square foot of the total entrance and exit areas (when downtime covers are open) and exhausting less than twenty-five (25) ppm of solvent by volume averaged over one (1) complete adsorption cycle as measured using the reference method specified at 10 CSR 10-6.030(14)(A); or

(III) A control system with a mass balance demonstrated overall VOC emissions reduction efficiency greater than or equal to sixty-five percent (65%) and prior approval by the director and EPA.

4. Air-tight or airless cleaning systems. Air-tight or airless cleaning systems shall:

A. Have a permanent conspicuous label summarizing the operating procedures affixed to the equipment or in a location readily visible during operation of the equipment;

B. Be equipped with a differential pressure gauge to indicate the sealed chamber pressure under vacuum; and

C. Be equipped with a safety alarm to alert the operator of equipment malfunction.

(B) Operating Procedure Requirements.

1. Cold cleaners.

A. Cold cleaner covers shall be closed whenever parts are not being handled in the cleaners or the solvent must drain into an enclosed reservoir except when performing maintenance or collecting solvent samples.

B. Cleaned parts shall be drained in the freeboard area for at least fifteen (15) seconds or until dripping ceases, whichever is longer. Parts having cavities or blind holes shall be tipped or rotated while the part is draining. During the draining, tipping or rotating, the parts shall be positioned so that the solvent drains directly back to the cold cleaner.

C. Whenever a cold cleaner fails to perform within the rule operating requirements, the unit shall be shut down immediately and shall remain shut down until operation is restored to meet the rule operating requirements.

D. Solvent leaks shall be repaired immediately or the cold cleaner shall be shut down until the leaks are repaired.

E. Any waste material removed from a cold cleaner shall be disposed of by one (1) of the following methods or an equivalent method approved by the director and EPA:

(I) Reduction of the waste material to less than twenty percent (20%) VOC solvent by distillation and proper disposal of the still bottom waste; or

(II) Stored in closed containers for transfer to—

(a) A contract reclamation service; or

(b) A disposal facility approved by the director and EPA.

F. Waste solvent shall be stored in closed containers only.

2. Open-top vapor degreasers.

A. The cover shall be kept closed at all times except when processing workloads through the open-top vapor degreaser, performing maintenance or collecting solvent samples.

B. Solvent carry-out shall be minimized in the following ways:

(I) Parts shall be racked, if practical, to allow full drainage;

(II) Parts shall be moved in and out of the open-top vapor degreaser at less than eleven feet (11') per minute;

(III) Workload shall remain in the vapor zone at least thirty (30) seconds or until condensation ceases, whichever is longer;

(IV) Pools of solvent shall be removed from cleaned parts before removing parts from the open-top vapor degreaser freeboard area; and

(V) Cleaned parts shall be allowed to dry within the open-top vapor degreaser freeboard area for at least fifteen (15) seconds or until visually dry, whichever is longer.

C. Porous or absorbent materials such as cloth, leather, wood or rope shall not be degreased.

D. If workloads occupy more than half of the open-top vapor degreaser's open-top area, rate of entry and removal shall not exceed five feet (5') per minute.

E. Spray shall never extend above vapor level.

F. Whenever an open-top vapor degreaser fails to perform within the rule operating requirements, the unit shall be shut down until operation is restored to meet the rule operating requirements.

G. Solvent leaks shall be repaired immediately or the open-top vapor degreaser shall be shut down until the leaks are repaired.

H. Ventilation exhaust from the open-top vapor degreaser shall not exceed sixty-five (65) cubic feet per minute per square foot of the open-top vapor degreaser open area unless proof is submitted

that it is necessary to meet Occupational Safety and Health Administration (OSHA) requirements. Fans shall not be used near the open-top vapor degreaser opening.

I. Water shall not be visually detectable in solvent exiting the water separator, except for automatic water separators that by configuration do not allow visual inspection.

J. Any waste material removed from an open-top vapor degreaser shall be disposed of by one (1) of the following methods or an equivalent method approved by the director and EPA:

(I) Reduction of the waste material to less than twenty percent (20%) VOC solvent by distillation and proper disposal of the still bottom waste; or

(II) Stored in closed containers for transfer to—

(a) A contract reclamation service; or

(b) A disposal facility approved by the director and EPA.

K. Waste solvent shall be stored in closed containers only.

3. Conveyorized degreasers.

A. Ventilation exhaust from the conveyorized degreaser shall not exceed sixty-five (65) cubic feet per minute per square foot of conveyorized degreaser opening unless proof is submitted that it is necessary to meet OSHA requirements. Fans shall not be used near the conveyorized degreaser opening.

B. Solvent carry-out shall be minimized in the following ways:

(I) Parts shall be racked, if practical, to allow full drainage; and

(II) Vertical conveyor speed shall be maintained at less than eleven feet (11') per minute.

C. Whenever a conveyorized degreaser fails to perform within the rule operating requirements, the unit shall be shut down immediately and shall remain shut down until operation is restored to meet the rule operating requirements.

D. Solvent leaks shall be repaired immediately or the conveyorized degreaser shall be shut down until the leaks are repaired.

E. Water shall not be visually detectable in solvent exiting the water separator.

F. Covers shall be placed over entrances and exits immediately after conveyor and exhaust are shut down and removed just before they are started up.

G. Any waste material removed from a conveyorized degreaser shall be disposed of by one (1) of the following methods or an equivalent method approved by the director and EPA:

(I) Reduction of the waste material to less than twenty percent (20%) VOC solvent by distillation and proper disposal of the still bottom waste; or

(II) Stored in closed containers for transfer to—

(a) A contract reclamation service; or

(b) A disposal facility approved by the director and EPA.

H. Waste solvent shall be stored in closed containers only.

4. Spray gun cleaners.

A. Cleaning of spray guns shall be accomplished by use of one (1) or more of the following methods:

(I) Enclosed spray gun cleaning. Enclosed system spray gun cleaning shall consist of forcing solvent through the spray gun and/or spray gun parts. Spray guns and/or spray gun parts shall only be cleaned in remote closed top spray gun cleaning machines under the following conditions:

(a) The spray gun cleaning machine is operated within the manufacturer's specifications and with the lid kept tightly closed at all times except when being accessed or maintained; and

(b) Removable containers (which shall not exceed thirty (30) gallons in size) for clean, used and waste solvent, are kept tightly closed except when being accessed or maintained;

(II) Nonatomized spray gun cleaning. Nonatomized spray gun cleaning shall consist of placing solvent in the pressure pot and forcing it through the spray gun with the atomizing cap in place. Spray guns shall only be cleaned through nonatomized spray gun cleaning under the following conditions:

(a) No atomizing air shall be used; and

(b) The cleaning solvent from the spray gun shall be directed into a pail, bucket, drum or other waste container that is closed when not in use;

(III) Disassembled spray gun cleaning. Disassembled spray gun cleaning shall be accomplished by disassembling the spray gun to be cleaned and cleaning the components by one (1) of the following methods:

(a) By hand in a spray gun cleaner, which shall remain closed except when in use; or

(b) By soaking in a spray gun cleaner, which shall remain closed during the soaking period and when not inserting or removing components; or

(IV) Atomized spray gun cleaning. Atomized spray gun cleaning shall consist of forcing the cleaning solvent through the gun and directing the resulting atomized spray into a waste container that is fitted with a device designed to capture the atomized cleaning solvent emissions. Cleaning of the nozzle tips of an automated spray equipment system is exempt from the requirements of paragraph (3)(B)4. of this rule, unless the system is a robotic system that is programmed to spray into a closed container.

B. Any waste material removed from a spray gun cleaning system shall be disposed of by one (1) of the following methods or an equivalent method approved by the director and EPA:

(I) Reduction of the waste material to less than twenty percent (20%) VOC solvent by distillation and proper disposal of the still bottom waste; or

(II) Stored in closed containers for transfer to—

(a) A contract reclamation service; or

(b) A disposal facility approved by the director and EPA.

C. Waste solvent shall be stored in closed containers only.

5. Air-tight and airless cleaning systems.

A. Operate the air-tight and airless cleaning systems with a door or other pressure sealing apparatus in place during all cleaning and drying cycles.

B. All associated pressure relief devices shall not allow liquid solvent to drain out of the equipment.

C. Solvent leaks shall be repaired immediately or the air-tight or airless cleaning system shall be shut down until the leaks are repaired.

D. The air-tight and airless cleaning systems shall be operated within the manufacturer's specifications.

E. Parts shall be positioned, if practical, to allow full drainage and pools of solvent shall be removed from cleaned parts before removing parts from the air-tight or airless cleaning system.

F. Wipe up solvent leaks and spills immediately and store the used rags in closed containers.

G. Any waste material removed from an air-tight and airless cleaning system shall be disposed of by one (1) of the following methods or an equivalent method approved by the director and EPA:

(I) Reduction of the waste material to less than twenty percent (20%) VOC solvent by distillation and proper disposal of the still bottom waste; or

(II) Stored in closed containers for transfer to—

(a) A contract reclamation service; or

(b) A disposal facility approved by the director and EPA.

H. Waste solvent shall be stored in closed containers only.

(4) Reporting and Record Keeping.

(A) The owner or operator of a solvent metal cleaning or degreasing operation shall keep records of all types and amounts of solvents containing waste material from cleaning or degreasing operations transferred either to a contract reclamation service or to a disposal facility and all amounts distilled on the premises. The records also shall include maintenance and repair logs for both the degreaser and any associated control equipment. These records shall be kept current and made available for review on a monthly basis. The director may require additional record keeping if necessary to adequately demonstrate compliance with this rule.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 3—Records**

ORDER OF RULEMAKING

By the authority vested in the Missouri Gaming Commission under sections 313.004, 313.805 and 313.847, RSMo 2000, the commission amends a rule as follows:

11 CSR 45-3.010 Commission Records is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2006 (31 MoReg 725). 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 4—Licenses**

ORDER OF RULEMAKING

By the authority vested in the Missouri Gaming Commission under sections 313.004 and 313.805, RSMo 2000, the commission amends a rule as follows:

11 CSR 45-4.260 Occupational Licenses is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2006 (31 MoReg 726). 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 8—Accounting Records and Procedures; Audits**

ORDER OF RULEMAKING

By the authority vested in the Missouri Gaming Commission under sections 313.004, 313.805 and 313.825, RSMo 2000, the commission amends a rule as follows:

11 CSR 45-8.060 Audits is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2006 (31 MoReg 726). 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 10—Licensee's Responsibilities**

ORDER OF RULEMAKING

By the authority vested in the Missouri Gaming Commission under sections 313.004, 313.805 and 313.807, RSMo 2000, the commission amends a rule as follows:

11 CSR 45-10.020 Licensee and Applicant's Duty to Disclose Changes in Information is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on May 1, 2006 (31 MoReg 726-727). 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 12—DEPARTMENT OF REVENUE
Division 10—Director of Revenue
Chapter 103—Sales/Use Tax—Imposition of Tax**

ORDER OF RULEMAKING

By the authority vested in the director of revenue under section 143.961, RSMo 2000, the director adopts a rule as follows:

12 CSR 10-103.400 Sales Tax on Vending Machine Sales is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on June 1, 2006 (31 MoReg 857-860). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 12—DEPARTMENT OF REVENUE
Division 10—Director of Revenue
Chapter 108—Sales/Use Tax—Taxable Services**

ORDER OF RULEMAKING

By the authority vested in the director of revenue under sections 144.010 and 144.030, RSMo Supp. 2005 and 143.961, 144.032, 144.036 and 144.046, RSMo 2000, the director adopts a rule as follows:

12 CSR 10-108.300 Sales of Electricity, Water and Gas is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on June 1, 2006 (31 MoReg 861-864). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

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

ORDER OF RULEMAKING

By the authority vested in the Division of Medical Services under sections 208.153, 208.159 and 208.201, RSMo 2000, and Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill 1011, 93rd General Assembly, the director amends a rule as follows:

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

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 15, 2006 (31 MoReg 920-922). 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 70—Division of Medical Services
Chapter 10—Nursing Home Program**

ORDER OF RULEMAKING

By the authority vested in the Division of Medical Services under sections 208.153 and 208.201, RSMo 2000, and Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill 1011, 93rd General Assembly, the director amends a rule as follows:

13 CSR 70-10.080 Prospective Reimbursement Plan for HIV Nursing Facility Services **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 15, 2006 (31 MoReg 923-924). 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 70—Division of Medical Services
Chapter 15—Hospital Program**

ORDER OF RULEMAKING

By the authority vested in the Division of Medical Services under sections 208.201, 208.453, and 208.455, RSMo 2000, the director amends a rule as follows:

13 CSR 70-15.110 Federal Reimbursement Allowance (FRA) **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 15, 2006 (31 MoReg 925-926). 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 70—Division of Medical Services
Chapter 40—Optical Program**

ORDER OF RULEMAKING

By the authority vested in the Division of Medical Services under sections 208.152, RSMo Supp. 2005 and 208.153 and 208.201, RSMo 2000 and Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill 1011, 93rd General Assembly the division amends a rule as follows:

13 CSR 70-40.010 Optical Care Benefits and Limitations—Medicaid Program **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 15, 2006 (31 MoReg 927-928). 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 70—Division of Medical Services
Chapter 60—Durable Medical Equipment Program**

ORDER OF RULEMAKING

By the authority vested in the Division of Medical Services under sections 208.153 and 208.201, RSMo 2000 and Conference Committee Substitute for Senate Committee Substitute for House Committee Substitute for House Bill 1011, 93rd General Assembly, the division amends a rule as follows:

13 CSR 70-60.010 Durable Medical Equipment Program **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 15, 2006 (31 MoReg 929-930). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

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

**Title 7—DEPARTMENT OF TRANSPORTATION
Division 10—Missouri Highways and
Transportation Commission
Chapter 25—Motor Carrier Operations**

IN ADDITION

**7 CSR 10-25.010 Skill Performance Evaluation Certificates for
Commercial Drivers**

PUBLIC NOTICE

Public Notice and Request for Comments on Applications for Issuance of Skill Performance Evaluation Certificates to Intrastate Commercial Drivers with Diabetes Mellitus or Impaired Vision

SUMMARY: This notice publishes MoDOT's receipt of applications for the issuance of Skill Performance Evaluation (SPE) Certificates, from individuals who do not meet the physical qualification requirements in the Federal Motor Carrier Safety Regulations for drivers of commercial motor vehicles in Missouri intrastate commerce, because of impaired vision, or an established medical history or clinical diagnosis of diabetes mellitus currently requiring insulin for control. If granted, the SPE Certificates will authorize these individuals to qualify as drivers of commercial motor vehicles (CMVs), in intrastate commerce only, without meeting the vision standard prescribed in 49 CFR 391.41(b)(10), if applicable, or the diabetes standard prescribed in 49 CFR 391.41(b)(3).

DATES: Comments must be received at the address stated below, on or before November 1, 2006.

ADDRESSES: You may submit comments concerning an applicant, identified by the Application Number stated below, by any of the following methods:

- E-mail:* Kathy.Hatfield@modot.mo.gov
- Mail:* PO Box 893, Jefferson City, MO 65102-0893
- Hand Delivery:* 1320 Creek Trail Drive, Jefferson City, MO 65109
- Instructions:* All comments submitted must include the agency name and Application Number for this public notice. For detailed instructions on submitting comments, see the Public Participation heading of the Supplementary Information section of this notice. All comments received will be open and available for public inspection and MoDOT may publish those comments by any available means.

**COMMENTS RECEIVED
BECOME MoDOT PUBLIC RECORD**

- By submitting any comments to MoDOT, the person authorizes MoDOT to publish those comments by any available means.
- Docket:* For access to the department's file, to read background documents or comments received, 1320 Creek Trail Drive, Jefferson City, MO 65109, between 7:30 a.m. and 4 p.m., Monday through Friday, except state holidays.

FOR FURTHER INFORMATION CONTACT: Ms. Kathy Hatfield, Motor Carrier Specialist, (573) 522-9001, MoDOT Motor Carrier Services Division, PO Box 893, Jefferson City, MO 65102-0893. Office hours are from 7:30 a.m. to 4:00 p.m., CT, Monday through Friday, except state holidays.

SUPPLEMENTARY INFORMATION:

Public Participation

If you want us to notify you that we received your comments, please include a self-addressed, stamped envelope or postcard.

Background

The individuals listed in this notice have recently filed applications requesting MoDOT to issue SPE Certificates to exempt them from the physical qualification requirements relating to vision in 49 CFR 391.41(b)(10), or to diabetes in 49 CFR 391.41(b)(3), which otherwise apply to drivers of CMVs in Missouri intrastate commerce.

Under section 622.555, *Missouri Revised Statutes* (RSMo) Supp. 2005, MoDOT may issue a Skill Performance Evaluation Certificate, for not more than a two (2)-year period, if it finds that the applicant has the ability, while operating CMVs, to maintain a level of safety that is equivalent to or greater than the driver qualification standards of 49 CFR 391.41. Upon application, MoDOT may renew an exemption upon expiration.

Accordingly, the agency will evaluate the qualifications of each applicant to determine whether issuing a SPE Certificate will comply with the statutory requirements and will achieve the required level of safety. If granted, the SPE Certificate is only applicable to intrastate transportation wholly within Missouri.

Qualifications of Applicants

Application # MP060814035

Applicant's Name & Age: Dainel A. Trejo, 34

Relevant Physical Condition: Mr. Trejo's best-corrected visual acuity in his left eye is 20/20 Snellen and in his right eye is 20/200 Snellen. He has been diagnosed with amblyopia in his right eye. This impairment occurred at infancy.

Relevant Driving Experience: Mr. Trejo has no current commercial driving experience. He has been employed with Enterprise Medical Equipment, St. Louis, MO since 1998. Previous employment has not been related to driving a commercial motor vehicle. He currently has a Class E license. Drives personal vehicle(s) daily.

Doctor's Opinion & Date: Following an examination in July 2006, his optometrist certified, "In my medical opinion, Mr. Trejo's visual deficiency is stable and he is capable of performing the driving tasks required to operate a commercial motor vehicle, and that his condition will not adversely affect his ability to operate a commercial motor vehicle safely."

Traffic Accidents and Violations: No traffic accidents or violations in the past three years.

Request for Comments

The Missouri Department of Transportation, Motor Carrier Services Division, pursuant to section 622.555, RSMo, and rule 7 CSR 10-25.010, requests public comment from all interested persons on the applications for issuance of Skill Performance Evaluation Certificates described in this notice. We will consider all comments received before the close of business on the closing date indicated earlier in this notice.

Issued on: September 1, 2006

Jan Skouby, Motor Carrier Services Director, Missouri Department of Transportation.

STATUTORY LIST OF CONTRACTORS BARRED FROM PUBLIC WORKS PROJECTS

The following is a list of contractor(s) who have been prosecuted and convicted of violating the Missouri Prevailing Wage Law, and whose Notice of Conviction has been filed with the Secretary of State pursuant to Section 290.330, RSMo.

<u>Name of Contractor</u>	<u>Name of Officers</u>	<u>Address</u>	<u>Date of Conviction</u>	<u>Debarment Period</u>
Stan Buffington DBA Buffington Brothers Heating & Cooling		110 N. Riverview Poplar Bluff, MO 63901	10/26/05	10/26/2005-10/26/06

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

**Notice of Corporate Dissolution
To All Creditors of and
Claimants Against
Ehmke Missouri Properties, Inc.**

On August 22, 2006, Ehmke Missouri Properties, Inc., a Missouri Corporation, filed its Articles of Dissolution with the Missouri Secretary of State. Dissolution was effective on May 16, 2006.

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

Ehmke Missouri Properties, Inc.
Attn: Mr. Dale F. Ehmke
10049 Pinewood Lane
Cincinnati, OH 45241-1050

With a copy to:

Beckman Weil Shepardson LLC
Attn: Jennifer Griffin Anstaett
300 Pike Street, Suite 400
Cincinnati, OH 45202

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) occurred.

NOTICE: Because of the dissolution of Ehmke Missouri Properties, 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 three notices authorized by statute, whichever is published last.

Notice of Dissolution to all creditors of and claimants against Dobbs Homes, LLC.
On August 25, 2006, Dobbs Homes, LLC, a Missouri limited liability company, filed its Notice of Winding Up with the Missouri Secretary of State. All persons and organizations with claims against said limited liability company must submit in writing to Dobbs Homes, LLC, c/o Keith K. Keltner, 3700 E. Millwood Drive, Ozark, Missouri 65721, a summary of the claim, including: the name, address and telephone number of the claimant; the amount of the claim; the basis of the claim; the date the claim arose; and documentation of the claim. Any and all claims against the company will be barred unless a proceeding to enforce the claim is commenced within 3 years after the date of this publication.

Notice of Dissolution to all creditors of and claimants against S, M & K Company, LLC. On August 25, 2006, S, M & K Company, LLC, a Missouri limited liability company, filed its Notice of Winding Up with the Missouri Secretary of State. All persons and organizations with claims against said limited liability company must submit in writing to S, M & K Company, LLC, c/o Keith K. Keltner, 3700 E. Millwood Drive, Ozark, Missouri 65721, a summary of the claim, including: the name, address and telephone number of the claimant; the amount of the claim; the basis of the claim; the date the claim arose; and documentation of the claim. Any and all claims against the company will be barred unless a proceeding to enforce the claim is commenced within 3 years after the date of this publication.

NOTICE OF WINDING UP FOR LIMITED LIABILITY COMPANY

1. The name of the limited liability company is TOWNSEND HOLDING LLC.
2. The Articles of Organization for TOWNSEND HOLDING LLC were filed with the Missouri Secretary of State on November 27, 2001.
3. On August 28, 2006, TOWNSEND HOLDING LLC filed a Notice of Winding Up for Limited Liability Company with the Secretary of State of Missouri.
4. Persons with claims against TOWNSEND HOLDING LLC should present them in accordance with the following procedure:
 - (a) In order to file a claim with TOWNSEND HOLDING LLC, you must furnish the following:
 - (i) Amount of the claim
 - (ii) Basis for the claim
 - (iii) Documentation for the claim
 - (b) The claim must be mailed to:

c/o Teresa Reinking
1200 Main Street, Ste. 2300
Kansas City, Missouri 64105
5. A claim against TOWNSEND HOLDING LLC will be barred unless a proceeding to enforce the claim is commenced within three (3) years after publication of this notice.

NOTICE OF WINDING UP FOR LIMITED LIABILITY COMPANY

1. The name of the limited liability company is TOWNSEND COMMUNICATIONS LLC.
2. The Articles of Organization for TOWNSEND COMMUNICATIONS LLC were filed with the Missouri Secretary of State on November 27, 2001.
3. On August 28, 2006, TOWNSEND COMMUNICATIONS LLC filed a Notice of Winding Up for Limited Liability Company with the Secretary of State of Missouri.
4. Persons with claims against TOWNSEND COMMUNICATIONS LLC should present them in accordance with the following procedure:
 - (a) In order to file a claim with TOWNSEND COMMUNICATIONS LLC, you must furnish the following:
 - (i) Amount of the claim
 - (ii) Basis for the claim
 - (iii) Documentation for the claim
 - (b) The claim must be mailed to:

c/o Teresa Reinking
1200 Main Street, Ste. 2300
Kansas City, Missouri 64105
5. A claim against TOWNSEND COMMUNICATIONS LLC will be barred unless a proceeding to enforce the claim is commenced within three (3) years after publication of this notice.

NOTICE OF WINDING UP FOR LIMITED LIABILITY COMPANY

1. The name of the limited liability company is TOWNSEND OUTLOOK PUBLISHING LLC.
2. The Articles of Organization for TOWNSEND OUTLOOK PUBLISHING LLC were filed with the Missouri Secretary of State on November 27, 2001.
3. On August 28, 2006, TOWNSEND OUTLOOK PUBLISHING LLC filed a Notice of Winding Up for Limited Liability Company with the Secretary of State of Missouri.
4. Persons with claims against TOWNSEND OUTLOOK PUBLISHING LLC should present them in accordance with the following procedure:
 - (a) In order to file a claim with TOWNSEND OUTLOOK PUBLISHING LLC, you must furnish the following:
 - (i) Amount of the claim
 - (ii) Basis for the claim
 - (iii) Documentation for the claim
 - (b) The claim must be mailed to:

c/o Teresa Reinking
1200 Main Street, Ste. 2300
Kansas City, Missouri 64105
5. A claim against TOWNSEND OUTLOOK PUBLISHING LLC will be barred unless a proceeding to enforce the claim is commenced within three (3) years after publication of this notice.

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—30 (2005) and 31 (2006). 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
OFFICE OF ADMINISTRATION					
1 CSR 10	State Officials' Salary Compensation Schedule				30 MoReg 2435
1 CSR 10-11.030	Commissioner of Administration		31 MoReg 901	This Issue	
1 CSR 15-1.204	Administrative Hearing Commission		31 MoReg 971		
1 CSR 15-3.200	Administrative Hearing Commission		31 MoReg 971		
1 CSR 15-3.350	Administrative Hearing Commission		31 MoReg 972		
1 CSR 15-3.390	Administrative Hearing Commission		31 MoReg 972		
1 CSR 15-3.420	Administrative Hearing Commission		31 MoReg 972		
1 CSR 15-3.470	Administrative Hearing Commission		31 MoReg 973		
1 CSR 20-5.020	Personnel Advisory Board and Division of Personnel		30 MoReg 2384 31 MoReg 1057		
DEPARTMENT OF AGRICULTURE					
2 CSR 80-5.010	State Milk Board		31 MoReg 586	31 MoReg 1181	
2 CSR 110-2.010	Office of the Director	31 MoReg 1293	31 MoReg 1306		
DEPARTMENT OF CONSERVATION					
3 CSR 10-1.010	Conservation Commission		31 MoReg 1058	This Issue	
3 CSR 10-4.111	Conservation Commission		31 MoReg 768	This Issue	
3 CSR 10-7.440	Conservation Commission		N.A.	31 MoReg 1246	
			N.A.	This Issue	
3 CSR 10-7.455	Conservation Commission		N.A.	This Issue	
3 CSR 10-9.110	Conservation Commission		31 MoReg 768	31 MoReg 1181	
3 CSR 10-9.442	Conservation Commission		N.A.	This Issue	
3 CSR 10-9.565	Conservation Commission		31 MoReg 769		
3 CSR 10-10.722	Conservation Commission		31 MoReg 973	31 MoReg 1436	
3 CSR 10-12.135	Conservation Commission		N.A.	This Issue	
3 CSR 10-12.140	Conservation Commission		N.A.	This Issue	
3 CSR 10-12.150	Conservation Commission		N.A.	This Issue	
DEPARTMENT OF ECONOMIC DEVELOPMENT					
4 CSR 10	Missouri State Board of Accountancy <i>(Changed to 20 CSR 2010)</i>				31 MoReg 1330
4 CSR 10-1.010	Missouri State Board of Accountancy <i>(Changed to 20 CSR 2010-1.010)</i>		31 MoReg 653	This Issue	
4 CSR 10-1.020	Missouri State Board of Accountancy <i>(Changed to 20 CSR 2010-1.020)</i>		31 MoReg 653	This Issue	
4 CSR 10-1.050	Missouri State Board of Accountancy <i>(Changed to 20 CSR 2010-1.050)</i>		31 MoReg 654	This Issue	
4 CSR 10-2.005	Missouri State Board of Accountancy <i>(Changed to 20 CSR 2010-2.005)</i>		31 MoReg 656	This Issue	
4 CSR 10-2.022	Missouri State Board of Accountancy <i>(Changed to 20 CSR 2010-2.022)</i>		31 MoReg 656R 31 MoReg 656	This IssueR This Issue	
4 CSR 10-2.041	Missouri State Board of Accountancy <i>(Changed to 20 CSR 2010-2.041)</i>		31 MoReg 659	This Issue	
4 CSR 10-2.051	Missouri State Board of Accountancy <i>(Changed to 20 CSR 2010-2.051)</i>		31 MoReg 659	This Issue	
4 CSR 10-2.065	Missouri State Board of Accountancy <i>(Changed to 20 CSR 2010-2.065)</i>		31 MoReg 660	This Issue	
4 CSR 10-2.070	Missouri State Board of Accountancy <i>(Changed to 20 CSR 2010-2.070)</i>		31 MoReg 663	This Issue	
4 CSR 10-2.072	Missouri State Board of Accountancy <i>(Changed to 20 CSR 2010-2.072)</i>		31 MoReg 663	This Issue	
4 CSR 10-2.075	Missouri State Board of Accountancy <i>(Changed to 20 CSR 2010-2.075)</i>		31 MoReg 664	This Issue	
4 CSR 10-2.130	Missouri State Board of Accountancy <i>(Changed to 20 CSR 2010-2.130)</i>		31 MoReg 664R 31 MoReg 664	This IssueR This Issue	
4 CSR 10-2.140	Missouri State Board of Accountancy <i>(Changed to 20 CSR 2010-2.140)</i>		31 MoReg 667	This Issue	
4 CSR 10-2.150	Missouri State Board of Accountancy <i>(Changed to 20 CSR 2010-2.150)</i>		31 MoReg 668R 31 MoReg 668	This IssueR This Issue	
4 CSR 10-2.160	Missouri State Board of Accountancy <i>(Changed to 20 CSR 2010-2.160)</i>		31 MoReg 669	This Issue	

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4 CSR 15	Acupuncturist Advisory Committee (<i>Changed to 20 CSR 2015</i>)				31 MoReg 1330
4 CSR 30	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects (<i>Changed to 20 CSR 2030</i>)				31 MoReg 1331
4 CSR 30-6.015	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects (<i>Changed to 20 CSR 2030-6.015</i>)		31 MoReg 1392		
4 CSR 40	Office of Athletics (<i>Changed to 20 CSR 2040</i>)				31 MoReg 1332
4 CSR 40-4.040	Office of Athletics (<i>Changed to 20 CSR 2040-4.040</i>)		31 MoReg 1310		
4 CSR 40-4.090	Office of Athletics (<i>Changed to 20 CSR 2040-4.090</i>)		31 MoReg 1310		
4 CSR 45	Athlete Agents (<i>Changed to 20 CSR 2045</i>)				31 MoReg 1333
4 CSR 50	State Banking Board (<i>Changed to 20 CSR 1135</i>)				31 MoReg 1333
4 CSR 60	State Board of Barber Examiners (<i>Changed to 20 CSR 2060</i>)				31 MoReg 1333
4 CSR 65	Endowed Care Cemeteries (<i>Changed to 20 CSR 2065</i>)				31 MoReg 1333
4 CSR 70	State Board of Chiropractic Examiners (<i>Changed to 20 CSR 2070</i>)				31 MoReg 1334
4 CSR 85-4.010	Division of Community and Economic Development		31 MoReg 973		
4 CSR 90	State Board of Cosmetology (<i>Changed to 20 CSR 2090</i>)				31 MoReg 1334
4 CSR 95	Committee for Professional Counselors (<i>Changed to 20 CSR 2095</i>)				31 MoReg 1335
4 CSR 100	Division of Credit Unions (<i>Changed to 20 CSR 1100</i>)				31 MoReg 1335
4 CSR 100-2.075	Division of Credit Unions		31 MoReg 1058		
4 CSR 105	Credit Union Commission (<i>Changed to 20 CSR 1105</i>)				31 MoReg 1336
4 CSR 105-3.010	Credit Union Commission		31 MoReg 1061		
4 CSR 105-3.011	Credit Union Commission		31 MoReg 1062		
4 CSR 105-3.012	Credit Union Commission		31 MoReg 1063		
4 CSR 110	Missouri Dental Board (<i>Changed to 20 CSR 2110</i>)				31 MoReg 1336
4 CSR 110-2.110	Missouri Dental Board (<i>Changed to 20 CSR 2110-2.110</i>)		31 MoReg 1395		
4 CSR 110-2.114	Missouri Dental Board (<i>Changed to 20 CSR 2110-2.114</i>)		31 MoReg 1395		
4 CSR 115	State Committee of Dietitians (<i>Changed to 20 CSR 2115</i>)				31 MoReg 1337
4 CSR 120	State board of Embalmers and Funeral Directors (<i>Changed to 20 CSR 2120</i>)				31 MoReg 1337
4 CSR 120-2.060	State Board of Embalmers and Funeral Directors		31 MoReg 542	31 MoReg 1181	
4 CSR 140	Division of Finance (<i>Changed to 20 CSR 1140</i>)				31 MoReg 1337
4 CSR 145	Missouri Board of Geologist Registration (<i>Changed to 20 CSR 2145</i>)				31 MoReg 1339
4 CSR 150	State Board of Registration for the Healing Arts (<i>Changed to 20 CSR 2150</i>)				31 MoReg 1340
4 CSR 150-2.125	State Board of Registration for the Healing Arts (<i>Changed to 20 CSR 2150-2.125</i>)		31 MoReg 1398		
4 CSR 150-3.010	State Board of Registration for the Healing Arts (<i>Changed to 20 CSR 2150-3.010</i>)		31 MoReg 1398		
4 CSR 150-3.203	State Board of Registration for the Healing Arts (<i>Changed to 20 CSR 2150-3.203</i>)		31 MoReg 1399		
4 CSR 150-5.100	State Board of Registration for the Healing Arts (<i>Changed to 20 CSR 2150-5.100</i>)		31 MoReg 1399		
4 CSR 150-7.135	State Board of Registration for the Healing Arts (<i>Changed to 20 CSR 2150-7.135</i>)		31 MoReg 1400		
4 CSR 165	Board of Examiners for Hearing Instrument Specialists (<i>Changed to 20 CSR 2165</i>)				31 MoReg 1342
4 CSR 193	Interior Design Council (<i>Changed to 20 CSR 2193</i>)				31 MoReg 1342
4 CSR 197	Board of Therapeutic Massage (<i>Changed to 20 CSR 2197</i>)				31 MoReg 1342
4 CSR 200	State Board of Nursing (<i>Changed to 20 CSR 2200</i>)				31 MoReg 1343
4 CSR 200-4.100	State Board of Nursing (<i>Changed to 20 CSR 2200-4.100</i>)		31 MoReg 1401		
4 CSR 200-4.200	State Board of Nursing (<i>Changed to 20 CSR 2200-4.200</i>)		31 MoReg 1401		
4 CSR 205	Missouri Board of Occupational Therapy (<i>Changed to 20 CSR 2205</i>)				31 MoReg 1344
4 CSR 210	State Board of Optometry (<i>Changed to 20 CSR 2210</i>)				31 MoReg 1344

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4 CSR 220	State Board of Pharmacy (<i>Changed to 20 CSR 2220</i>)				31 MoReg 1344
4 CSR 220-2.010	State Board of Pharmacy (<i>Changed to 20 CSR 2220-2.010</i>)		This Issue		
4 CSR 220-2.020	State Board of Pharmacy (<i>Changed to 20 CSR 2220-2.020</i>)		This Issue		
4 CSR 220-2.025	State Board of Pharmacy (<i>Changed to 20 CSR 2220-2.025</i>)		This Issue		
4 CSR 220-2.190	State Board of Pharmacy (<i>Changed to 20 CSR 2220-2.190</i>)		This Issue		
4 CSR 220-2.450	State Board of Pharmacy (<i>Changed to 20 CSR 2220-2.450</i>)		This Issue		
4 CSR 220-2.900	State Board of Pharmacy (<i>Changed to 20 CSR 2220-2.900</i>)		This Issue		
4 CSR 220-5.020	State Board of Pharmacy (<i>Changed to 20 CSR 2220-5.020</i>)		This Issue		
4 CSR 220-5.030	State Board of Pharmacy (<i>Changed to 20 CSR 2220-5.030</i>)		This Issue		
4 CSR 230	State Board of Podiatric Medicine (<i>Changed to 20 CSR 2230</i>)				31 MoReg 1345
4 CSR 231	Division of Professional Registration (<i>Changed to 20 CSR 2231</i>)				31 MoReg 1346
4 CSR 232	Missouri State Committee of Interpreters (<i>Changed to 20 CSR 2232</i>)				31 MoReg 1346
4 CSR 232-2.040	Missouri State Committee of Interpreters (<i>Changed to 20 CSR 2232-2.040</i>)	This Issue	This Issue		
4 CSR 232-3.010	Missouri State Committee of Interpreters		31 MoReg 1211		
4 CSR 233	State Committee of Marital and Family Therapists (<i>Changed to 20 CSR 2233</i>)				31 MoReg 1346
4 CSR 235	State Committee of Psychologists (<i>Changed to 20 CSR 2235</i>)				31 MoReg 1346
4 CSR 235-5.030	State Committee of Psychologists		31 MoReg 1212R 31 MoReg 1212		
4 CSR 235-7.020	State Committee of Psychologists		31 MoReg 1218		
4 CSR 235-7.030	State Committee of Psychologists		31 MoReg 1218		
4 CSR 240-2.135	Public Service Commission		31 MoReg 982		
4 CSR 240-3.161	Public Service Commission		31 MoReg 1063		
4 CSR 240-3.545	Public Service Commission		31 MoReg 902		
4 CSR 240-13.055	Public Service Commission		31 MoReg 902	31 MoReg 1436	
4 CSR 240-20.090	Public Service Commission		31 MoReg 1076		
4 CSR 245	Real Estate Appraisers (<i>Changed to 20 CSR 2245</i>)				31 MoReg 1347
4 CSR 250	Missouri Real Estate Commission (<i>Changed to 20 CSR 2250</i>)				31 MoReg 1348
4 CSR 250-3.010	Missouri Real Estate Commission		31 MoReg 672	31 MoReg 1246	
4 CSR 250-3.020	Missouri Real Estate Commission		31 MoReg 675	31 MoReg 1246	
4 CSR 250-5.030	Missouri Real Estate Commission		31 MoReg 675	31 MoReg 1247	
4 CSR 250-5.040	Missouri Real Estate Commission		31 MoReg 678	31 MoReg 1247	
4 CSR 250-6.010	Missouri Real Estate Commission		31 MoReg 678R	31 MoReg 1247R	
4 CSR 250-6.020	Missouri Real Estate Commission		31 MoReg 678R	31 MoReg 1247R	
4 CSR 250-6.040	Missouri Real Estate Commission		31 MoReg 678R	31 MoReg 1247R	
4 CSR 250-6.050	Missouri Real Estate Commission		31 MoReg 679R	31 MoReg 1247R	
4 CSR 250-6.060	Missouri Real Estate Commission		31 MoReg 679	31 MoReg 1247	
4 CSR 250-7.010	Missouri Real Estate Commission		31 MoReg 682R 31 MoReg 682	31 MoReg 1248R 31 MoReg 1248	
4 CSR 250-7.020	Missouri Real Estate Commission		31 MoReg 686R 31 MoReg 686	31 MoReg 1248R 31 MoReg 1248	
4 CSR 250-7.030	Missouri Real Estate Commission		31 MoReg 691R	31 MoReg 1248R	
4 CSR 250-7.040	Missouri Real Estate Commission		31 MoReg 691R	31 MoReg 1248R	
4 CSR 250-7.050	Missouri Real Estate Commission		31 MoReg 691R	31 MoReg 1249R	
4 CSR 250-7.060	Missouri Real Estate Commission		31 MoReg 691	31 MoReg 1249	
4 CSR 250-7.070	Missouri Real Estate Commission		31 MoReg 692	31 MoReg 1249	
4 CSR 250-7.080	Missouri Real Estate Commission		31 MoReg 693	31 MoReg 1249	
4 CSR 250-7.090	Missouri Real Estate Commission		31 MoReg 696	31 MoReg 1249	
4 CSR 250-10.010	Missouri Real Estate Commission		31 MoReg 698R	31 MoReg 1250R	
4 CSR 250-10.020	Missouri Real Estate Commission		31 MoReg 698R	31 MoReg 1250R	
4 CSR 250-10.030	Missouri Real Estate Commission		31 MoReg 698R	31 MoReg 1250R	
4 CSR 250-10.040	Missouri Real Estate Commission		31 MoReg 698R	31 MoReg 1250R	
4 CSR 250-10.050	Missouri Real Estate Commission		31 MoReg 699R	31 MoReg 1250R	
4 CSR 250-10.060	Missouri Real Estate Commission		31 MoReg 699R	31 MoReg 1250R	
4 CSR 250-10.070	Missouri Real Estate Commission		31 MoReg 699R	31 MoReg 1250R	
4 CSR 250-10.075	Missouri Real Estate Commission		31 MoReg 699R	31 MoReg 1251R	
4 CSR 250-10.080	Missouri Real Estate Commission		31 MoReg 700R	31 MoReg 1251R	
4 CSR 250-10.100	Missouri Real Estate Commission		31 MoReg 700	31 MoReg 1251	
4 CSR 255	Missouri Board for Respiratory Care (<i>Changed to 20 CSR 2255</i>)				31 MoReg 1349
4 CSR 255-1.040	Missouri Board for Respiratory Care (<i>Changed to 20 CSR 2255-1.040</i>)		31 MoReg 1402		

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4 CSR 255-2.010	Missouri Board for Respiratory Care (<i>Changed to 20 CSR 2255-2.010</i>)		31 MoReg 1405		
4 CSR 255-2.020	Missouri Board for Respiratory Care (<i>Changed to 20 CSR 2255-2.020</i>)		31 MoReg 1407		
4 CSR 255-2.030	Missouri Board for Respiratory Care (<i>Changed to 20 CSR 2255-2.030</i>)		31 MoReg 1409		
4 CSR 255-4.010	Missouri Board for Respiratory Care (<i>Changed to 20 CSR 2255-4.010</i>)		31 MoReg 1411		
4 CSR 263	State Committee for Social Workers (<i>Changed to 20 CSR 2263</i>)				31 MoReg 1349
4 CSR 263-1.035	State Committee for Social Workers (<i>Changed to 20 CSR 2263-1.035</i>)		31 MoReg 1412		
4 CSR 263-2.090	State Committee for Social Workers (<i>Changed to 20 CSR 2263-2.090</i>)		31 MoReg 1415		
4 CSR 267	Office of Tattooing, Body Piercing and Branding (<i>Changed to 20 CSR 2267</i>)				31 MoReg 1350
4 CSR 267-2.020	Office of Tattooing, Body Piercing and Branding		31 MoReg 1219		
4 CSR 270	Missouri Veterinary Medical Board (<i>Changed to 20 CSR 2270</i>)				31 MoReg 1350
4 CSR 270-1.050	Missouri Veterinary Medical Board (<i>Changed to 20 CSR 2270-1.050</i>)		31 MoReg 1417		
DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION					
5 CSR 30-260.010	Division of Administrative and Financial Services		31 MoReg 849		
5 CSR 30-261.025	Division of Administrative and Financial Services		31 MoReg 984		
5 CSR 30-345.010	Division of Administrative and Financial Services		31 MoReg 1417R		
5 CSR 50-345.020	Division of School Improvement		31 MoReg 1223R		
5 CSR 80-805.015	Teacher Quality and Urban Education		31 MoReg 1223		
5 CSR 80-805.030	Teacher Quality and Urban Education		31 MoReg 849		
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7 CSR 10-1.010	Missouri Highways and Transportation Commission		31 MoReg 1083		
7 CSR 10-25.010	Missouri Highways and Transportation Commission				31 MoReg 1253 31 MoReg 1439 This Issue
7 CSR 10-25.040	Missouri Highways and Transportation Commission		31 MoReg 906		
DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS					
8 CSR 50-2.030	Division of Workers' Compensation	31 MoReg 1377	31 MoReg 1417		
8 CSR 50-2.060	Division of Workers' Compensation		31 MoReg 770R 31 MoReg 771	31 MoReg 1328R 31 MoReg 1328	
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9 CSR 10-7.140	Director, Department of Mental Health		This Issue		
9 CSR 45-2.015	Division of Mental Retardation and Developmental Disabilities		31 MoReg 704	This Issue	
9 CSR 45-2.017	Division of Mental Retardation and Developmental Disabilities		31 MoReg 704	This Issue	
9 CSR 45-5.120	Division of Mental Retardation and Developmental Disabilities				31 MoReg 394RUC
DEPARTMENT OF NATURAL RESOURCES					
10 CSR 10-5.300	Air Conservation Commission		31 MoReg 714	This Issue	
10 CSR 10-6.070	Air Conservation Commission		31 MoReg 906		
10 CSR 10-6.075	Air Conservation Commission		31 MoReg 908		
10 CSR 10-6.080	Air Conservation Commission		31 MoReg 910		
10 CSR 10-6.110	Air Conservation Commission		31 MoReg 911		
10 CSR 10-6.345	Air Conservation Commission		31 MoReg 919		
10 CSR 20-1.020	Clean Water Commission		31 MoReg 851		
10 CSR 25-3.260	Hazardous Waste Management Commission		31 MoReg 719		
10 CSR 25-4.261	Hazardous Waste Management Commission		31 MoReg 720		
10 CSR 25-5.262	Hazardous Waste Management Commission		31 MoReg 720		
10 CSR 25-6.263	Hazardous Waste Management Commission		31 MoReg 721		
10 CSR 25-7.264	Hazardous Waste Management Commission		31 MoReg 721		
10 CSR 25-7.265	Hazardous Waste Management Commission		31 MoReg 722		
10 CSR 25-7.266	Hazardous Waste Management Commission		31 MoReg 722		
10 CSR 25-7.268	Hazardous Waste Management Commission		31 MoReg 723		
10 CSR 25-7.270	Hazardous Waste Management Commission		31 MoReg 723		
10 CSR 25-11.279	Hazardous Waste Management Commission		31 MoReg 724		
10 CSR 25-16.273	Hazardous Waste Management Commission		31 MoReg 725		
10 CSR 80-2.010	Solid Waste Management		31 MoReg 1141		
10 CSR 80-2.015	Solid Waste Management		31 MoReg 1145		
10 CSR 140-2.020	Division of Energy				31 MoReg 872
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11 CSR 10-5.010	Adjutant General	31 MoReg 1380	31 MoReg 1422		
11 CSR 40-2.010	Division of Fire Safety		31 MoReg 852		
11 CSR 40-2.025	Division of Fire Safety		31 MoReg 853		

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11 CSR 45-3.010	Missouri Gaming Commission		31 MoReg 725	This Issue	
11 CSR 45-4.260	Missouri Gaming Commission		31 MoReg 726	This Issue	
11 CSR 45-5.180	Missouri Gaming Commission		This Issue		
11 CSR 45-5.190	Missouri Gaming Commission		This Issue		
11 CSR 45-5.200	Missouri Gaming Commission		This Issue		
11 CSR 45-5.237	Missouri Gaming Commission		31 MoReg 1155		
11 CSR 45-7.030	Missouri Gaming Commission		31 MoReg 1313		
11 CSR 45-7.040	Missouri Gaming Commission		31 MoReg 1315		
11 CSR 45-7.080	Missouri Gaming Commission		31 MoReg 1317		
11 CSR 45-7.120	Missouri Gaming Commission		31 MoReg 1319		
11 CSR 45-8.060	Missouri Gaming Commission		31 MoReg 726	This Issue	
11 CSR 45-8.170	Missouri Gaming Commission		31 MoReg 376		
11 CSR 45-10.020	Missouri Gaming Commission		31 MoReg 726	This Issue	
11 CSR 45-11.040	Missouri Gaming Commission		This Issue		
11 CSR 45-11.090	Missouri Gaming Commission		This IssueR		
11 CSR 45-11.110	Missouri Gaming Commission		This Issue		
11 CSR 45-12.020	Missouri Gaming Commission		This Issue		
11 CSR 45-12.040	Missouri Gaming Commission		This Issue		
11 CSR 45-12.090	Missouri Gaming Commission		This Issue		
11 CSR 45-30.035	Missouri Gaming Commission		31 MoReg 379	31 MoReg 1182	
11 CSR 45-30.090	Missouri Gaming Commission		31 MoReg 379	31 MoReg 1182	
11 CSR 45-30.140	Missouri Gaming Commission		31 MoReg 379	31 MoReg 1182	
11 CSR 45-30.175	Missouri Gaming Commission		31 MoReg 380	31 MoReg 1182	
11 CSR 45-30.390	Missouri Gaming Commission		31 MoReg 380	31 MoReg 1183	
11 CSR 45-30.480	Missouri Gaming Commission		31 MoReg 381	31 MoReg 1183	
11 CSR 45-30.600	Missouri Gaming Commission		31 MoReg 381	31 MoReg 1183	
11 CSR 45-30.610	Missouri Gaming Commission		31 MoReg 384	31 MoReg 1184	
11 CSR 50-2.320	Missouri State Highway Patrol		31 MoReg 1425		

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12 CSR 10-23.422	Director of Revenue		This IssueR		
12 CSR 10-42.070	Director of Revenue		31 MoReg 1319R		
12 CSR 10-103.400	Director of Revenue		31 MoReg 857	This Issue	
12 CSR 10-108.300	Director of Revenue		31 MoReg 861	This Issue	
12 CSR 10-200.010	Director of Revenue		31 MoReg 727	31 MoReg 1328W	
12 CSR 30-1.010	State Tax Commission		31 MoReg 771	31 MoReg 1328	
12 CSR 30-1.020	State Tax Commission		31 MoReg 772	31 MoReg 1328	
12 CSR 30-3.090	State Tax Commission		31 MoReg 772	31 MoReg 1329	

DEPARTMENT OF SOCIAL SERVICES

13 CSR 35-60.010	Children's Division	31 MoReg 1295	31 MoReg 1319		
13 CSR 35-60.020	Children's Division		31 MoReg 1320		
13 CSR 35-60.030	Children's Division	31 MoReg 1296	31 MoReg 1320		
13 CSR 35-60.040	Children's Division		31 MoReg 1321		
13 CSR 35-60.050	Children's Division		31 MoReg 1322		
13 CSR 35-60.060	Children's Division		31 MoReg 1324		
13 CSR 40-60.010	Family Support Division	31 MoReg 1297R	31 MoReg 1324R		
13 CSR 40-60.020	Family Support Division		31 MoReg 1325R		
13 CSR 40-60.030	Family Support Division	31 MoReg 1297R	31 MoReg 1325R		
13 CSR 40-60.040	Family Support Division		31 MoReg 1325R		
13 CSR 40-60.050	Family Support Division		31 MoReg 1325R		
13 CSR 40-60.060	Family Support Division		31 MoReg 1326R		
13 CSR 40-110.030	Family Support Division		31 MoReg 731	31 MoReg 1251W	
13 CSR 70-1.010	Division of Medical Services		31 MoReg 772	31 MoReg 1329	
13 CSR 70-3.030	Division of Medical Services		31 MoReg 1155		
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13 CSR 70-3.170	Division of Medical Services	31 MoReg 899 31 MoReg 1047	31 MoReg 1087		
13 CSR 70-3.180	Division of Medical Services		31 MoReg 1155		
13 CSR 70-4.080	Division of Medical Services	31 MoReg 1048	31 MoReg 1091		
13 CSR 70-6.010	Division of Medical Services		31 MoReg 468 31 MoReg 1326	31 MoReg 1184	
13 CSR 70-10.015	Division of Medical Services	31 MoReg 1050	31 MoReg 920	This Issue	
13 CSR 70-10.080	Division of Medical Services	31 MoReg 1051	31 MoReg 923	This Issue	
13 CSR 70-15.010	Division of Medical Services		31 MoReg 1156		
13 CSR 70-15.110	Division of Medical Services	31 MoReg 900 31 MoReg 1052	31 MoReg 925	This Issue	
13 CSR 70-40.010	Division of Medical Services	31 MoReg 1052	31 MoReg 927	This Issue	
13 CSR 70-45.010	Division of Medical Services		31 MoReg 1095		
13 CSR 70-60.010	Division of Medical Services	31 MoReg 1053	31 MoReg 929	This Issue	
13 CSR 70-65.010	Division of Medical Services		31 MoReg 987		
13 CSR 70-70.010	Division of Medical Services		31 MoReg 987		
13 CSR 70-90.010	Division of Medical Services		31 MoReg 988		
13 CSR 70-95.010	Division of Medical Services		31 MoReg 988		
13 CSR 70-99.010	Division of Medical Services		31 MoReg 988		

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14 CSR 80-5.020	State Board of Probation and Parole		31 MoReg 1428		
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15 CSR 30-10.010	Secretary of State	31 MoReg 1129	31 MoReg 1160		
15 CSR 30-10.020	Secretary of State	31 MoReg 1130	31 MoReg 1160		
15 CSR 30-10.130	Secretary of State	31 MoReg 1132	31 MoReg 1162		
15 CSR 30-10.140	Secretary of State	31 MoReg 1133	31 MoReg 1163		
15 CSR 30-10.150	Secretary of State	31 MoReg 1134	31 MoReg 1164		
15 CSR 30-10.160	Secretary of State	31 MoReg 1135	31 MoReg 1165		
15 CSR 30-50.040	Secretary of State		30 MoReg 2307		
			31 MoReg 608	31 MoReg 1185	
15 CSR 30-54.060	Secretary of State		31 MoReg 1327		
15 CSR 30-54.070	Secretary of State		31 MoReg 734	31 MoReg 1251	
15 CSR 30-200.100	Secretary of State		31 MoReg 542	31 MoReg 1185	
15 CSR 40-3.030	State Auditor		31 MoReg 1166		
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16 CSR 50-2.035	The County Employees' Retirement Fund		31 MoReg 543	31 MoReg 1185	
16 CSR 50-2.160	The County Employees' Retirement Fund		31 MoReg 544	31 MoReg 1185	
16 CSR 50-3.010	The County Employees' Retirement Fund		31 MoReg 544	31 MoReg 1186	
16 CSR 50-10.050	The County Employees' Retirement Fund		31 MoReg 1430		
16 CSR 50-20.070	The County Employees' Retirement Fund		31 MoReg 1095		
PUBLIC DEFENDER COMMISSION					
18 CSR 10-3.010	Office of State Public Defender		31 MoReg 385		
			31 MoReg 1225		
DEPARTMENT OF HEALTH AND SENIOR SERVICES					
19 CSR 15-7.021	Division of Senior and Disability Services		31 MoReg 989		
19 CSR 20-20.010	Division of Community and Public Health		31 MoReg 478	31 MoReg 1252	
19 CSR 20-20.020	Division of Community and Public Health		31 MoReg 480	31 MoReg 1252	
19 CSR 20-20.080	Division of Community and Public Health	31 MoReg 277	31 MoReg 488	31 MoReg 1252	
19 CSR 30-40.450	Division of Regulation and Licensure		31 MoReg 995		
19 CSR 30-82.010	Division of Regulation and Licensure		This Issue		
19 CSR 30-83.010	Division of Regulation and Licensure		This Issue		
19 CSR 30-84.030	Division of Regulation and Licensure		This Issue		
19 CSR 30-84.040	Division of Regulation and Licensure		This Issue		
19 CSR 30-86.012	Division of Regulation and Licensure		This Issue		
19 CSR 30-86.022	Division of Regulation and Licensure		This Issue		
19 CSR 30-86.032	Division of Regulation and Licensure		This Issue		
19 CSR 30-86.042	Division of Regulation and Licensure		This Issue		
19 CSR 30-86.043	Division of Regulation and Licensure		This Issue		
19 CSR 30-86.045	Division of Regulation and Licensure		This Issue		
19 CSR 30-86.047	Division of Regulation and Licensure		This Issue		
19 CSR 30-86.052	Division of Regulation and Licensure		This Issue		
19 CSR 30-87.020	Division of Regulation and Licensure		This Issue		
19 CSR 30-87.030	Division of Regulation and Licensure		This Issue		
19 CSR 30-88.010	Division of Regulation and Licensure		This Issue		
19 CSR 60-50	Missouri Health Facilities Review Committee				31 MoReg 1254
					31 MoReg 1440
19 CSR 60-50.300	Missouri Health Facilities Review Committee	31 MoReg 1382	31 MoReg 1430		
19 CSR 60-50.400	Missouri Health Facilities Review Committee	31 MoReg 1382	31 MoReg 1430		
19 CSR 60-50.410	Missouri Health Facilities Review Committee	31 MoReg 1383	31 MoReg 1431		
19 CSR 60-50.430	Missouri Health Facilities Review Committee	31 MoReg 1384	31 MoReg 1431		
19 CSR 60-50.450	Missouri Health Facilities Review Committee	31 MoReg 1385	31 MoReg 1432		
19 CSR 60-50.470	Missouri Health Facilities Review Committee	31 MoReg 1386	31 MoReg 1433		
19 CSR 60-50.600	Missouri Health Facilities Review Committee	31 MoReg 1386	31 MoReg 1433		
19 CSR 60-50.700	Missouri Health Facilities Review Committee	31 MoReg 1387	31 MoReg 1434		
19 CSR 60-50.800	Missouri Health Facilities Review Committee	31 MoReg 1387	31 MoReg 1434		
19 CSR 60-50.900	Missouri Health Facilities Review Committee	31 MoReg 1388	31 MoReg 1434		
DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION					
20 CSR	Medical Malpractice				29 MoReg 505
					30 MoReg 481
					31 MoReg 616
20 CSR	Sovereign Immunity Limits				28 MoReg 2265
					30 MoReg 108
					30 MoReg 2587
20 CSR 200-6.300	Financial Examination		31 MoReg 1435		
20 CSR 200-11.101	Financial Examination		31 MoReg 776	31 MoReg 1438	
20 CSR 200-18.010	Financial Examination		31 MoReg 1166		
20 CSR 200-18.020	Financial Examination		31 MoReg 1174		
20 CSR 400-2.135	Life, Annuities and Health		This Issue		
20 CSR 400-5.410	Life, Annuities and Health		31 MoReg 1226		
20 CSR 700-6.350	Licensing		31 MoReg 931		
20 CSR 1100	Division of Credit Unions (Changed from 4 CSR 100)				31 MoReg 1335
20 CSR 1105	Credit Union Commission (Changed from 4 CSR 105)				31 MoReg 1336
20 CSR 1135	State Banking Board (Changed from 4 CSR 50)				31 MoReg 1333

Rule Number	Agency	Emergency	Proposed	Order	In Addition
20 CSR 1140	Division of Finance <i>(Changed from 4 CSR 140)</i>				31 MoReg 1337
20 CSR 2010	Missouri State Board of Accountancy <i>(Changed from 4 CSR 10)</i>				31 MoReg 1330
20 CSR 2010-1.010	Missouri State Board of Accountancy <i>(Changed from 4 CSR 10-1.010)</i>		31 MoReg 653	This Issue	
20 CSR 2010-1.020	Missouri State Board of Accountancy <i>(Changed from 4 CSR 10-1.020)</i>		31 MoReg 653	This Issue	
20 CSR 2010-1.050	Missouri State Board of Accountancy <i>(Changed from 4 CSR 10-1.050)</i>		31 MoReg 654	This Issue	
20 CSR 2010-2.005	Missouri State Board of Accountancy <i>(Changed from 4 CSR 10-2.005)</i>		31 MoReg 656	This Issue	
20 CSR 2010-2.022	Missouri State Board of Accountancy <i>(Changed from 4 CSR 10-2.022)</i>		31 MoReg 656R 31 MoReg 656	This IssueR This Issue	
20 CSR 2010-2.041	Missouri State Board of Accountancy <i>(Changed from 4 CSR 10-2.041)</i>		31 MoReg 659	This Issue	
20 CSR 2010-2.051	Missouri State Board of Accountancy <i>(Changed from 4 CSR 10-2.051)</i>		31 MoReg 659	This Issue	
20 CSR 2010-2.065	Missouri State Board of Accountancy <i>(Changed from 4 CSR 10-2.065)</i>		31 MoReg 660	This Issue	
20 CSR 2010-2.070	Missouri State Board of Accountancy <i>(Changed from 4 CSR 10-2.070)</i>		31 MoReg 663	This Issue	
20 CSR 2010-2.072	Missouri State Board of Accountancy <i>(Changed from 4 CSR 10-2.072)</i>		31 MoReg 663	This Issue	
20 CSR 2010-2.075	Missouri State Board of Accountancy <i>(Changed from 4 CSR 10-2.075)</i>		31 MoReg 664	This Issue	
20 CSR 2010-2.130	Missouri State Board of Accountancy <i>(Changed from 4 CSR 10-2.130)</i>		31 MoReg 664R 31 MoReg 664	This IssueR This Issue	
20 CSR 2010-2.140	Missouri State Board of Accountancy <i>(Changed from 4 CSR 10-2.140)</i>		31 MoReg 667	This Issue	
20 CSR 2010-2.150	Missouri State Board of Accountancy <i>(Changed from 4 CSR 10-2.150)</i>		31 MoReg 668R 31 MoReg 668	This IssueR This Issue	
20 CSR 2010-2.160	Missouri State Board of Accountancy <i>(Changed from 4 CSR 10-2.160)</i>		31 MoReg 669	This Issue	
20 CSR 2015	Acupuncturist Advisory Committee <i>(Changed from 4 CSR 15)</i>				31 MoReg 1330
20 CSR 2030	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects <i>(Changed from 4 CSR 30)</i>				31 MoReg 1331
20 CSR 2030-6.015	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects <i>(Changed from 4 CSR 30-6.015)</i>		31 MoReg 1392		
20 CSR 2040	Office of Athletics <i>(Changed from 4 CSR 40)</i>				31 MoReg 1332
20 CSR 2040-4.040	Office of Athletics <i>(Changed from 4 CSR 40-4.040)</i>		31 MoReg 1310		
20 CSR 2040-4.090	Office of Athletics <i>(Changed from 4 CSR 40-4.090)</i>		31 MoReg 1310		
20 CSR 2045	Athlete Agents <i>(Changed from 4 CSR 45)</i>				31 MoReg 1333
20 CSR 2060	State Board of Barber Examiners <i>(Changed from 4 CSR 60)</i>				31 MoReg 1333
20 CSR 2065	Endowed Care Cemeteries <i>(Changed from 4 CSR 65)</i>				31 MoReg 1333
20 CSR 2070	State Board of Chiropractic Examiners <i>(Changed from 4 CSR 70)</i>				31 MoReg 1334
20 CSR 2090	State Board of Cosmetology <i>(Changed from 4 CSR 90)</i>				31 MoReg 1334
20 CSR 2095	Committee for Professional Counselors <i>(Changed from 4 CSR 95)</i>				31 MoReg 1335
20 CSR 2110	Missouri Dental Board <i>(Changed from 4 CSR 110)</i>				31 MoReg 1336
20 CSR 2110-2.110	Missouri Dental Board <i>(Changed from 4 CSR 110-2.110)</i>		31 MoReg 1395		
20 CSR 2110-2.114	Missouri Dental Board <i>(Changed from 4 CSR 110-2.114)</i>		31 MoReg 1395		
20 CSR 2115	State Committee of Dietitians <i>(Changed from 4 CSR 115)</i>				31 MoReg 1337
20 CSR 2120	State Board of Embalmers and Funeral Directors <i>(Changed from 4 CSR 120)</i>				31 MoReg 1337
20 CSR 2145	Missouri Board of Geologist Registration <i>(Changed from 4 CSR 145)</i>				31 MoReg 1340
20 CSR 2150	State Board of Registration for the Healing Arts <i>(Changed from 4 CSR 150)</i>				31 MoReg 1340
20 CSR 2150-2.125	State Board of Registration for the Healing Arts <i>(Changed from 4 CSR 150-2.125)</i>		31 MoReg 1398		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
20 CSR 2150-3.010	State Board of Registration for the Healing Arts (<i>Changed from 4 CSR 150-3.010</i>)		31 MoReg 1398		
20 CSR 2150-3.203	State Board of Registration for the Healing Arts (<i>Changed from 4 CSR 150-3.203</i>)		31 MoReg 1399		
20 CSR 2150-5.100	State Board of Registration for the Healing Arts (<i>Changed from 4 CSR 150-5.100</i>)		31 MoReg 1399		
20 CSR 2150-7.135	State Board of Registration for the Healing Arts (<i>Changed from 4 CSR 150-7.135</i>)		31 MoReg 1400		
20 CSR 2165	Board of Examiners for Hearing Instrument Specialists (<i>Changed from 4 CSR 165</i>)				31 MoReg 1342
20 CSR 2193	Interior Design Council (<i>Changed from 4 CSR 193</i>)				31 MoReg 1342
20 CSR 2197	Board of Therapeutic Massage (<i>Changed from 4 CSR 197</i>)				31 MoReg 1343
20 CSR 2200	State Board of Nursing (<i>Changed from 4 CSR 200</i>)				31 MoReg 1343
20 CSR 2200-4.100	State Board of Nursing (<i>Changed from 4 CSR 200-4.100</i>)		31 MoReg 1401		
20 CSR 2200-4.200	State Board of Nursing (<i>Changed from 4 CSR 200-4.200</i>)		31 MoReg 1401		
20 CSR 2205	Missouri Board of Occupational Therapy (<i>Changed from 4 CSR 205</i>)				31 MoReg 1344
20 CSR 2210	State Board of Optometry (<i>Changed from 4 CSR 210</i>)				31 MoReg 1344
20 CSR 2220	State Board of Pharmacy (<i>Changed from 4 CSR 220</i>)				31 MoReg 1344
20 CSR 2220-2.010	State Board of Pharmacy (<i>Changed from 4 CSR 220-2.010</i>)		This Issue		
20 CSR 2220-2.020	State Board of Pharmacy (<i>Changed from 4 CSR 220-2.020</i>)		This Issue		
20 CSR 2220-2.025	State Board of Pharmacy (<i>Changed from 4 CSR 220-2.025</i>)		This Issue		
20 CSR 2220-2.190	State Board of Pharmacy (<i>Changed from 4 CSR 220-2.190</i>)		This Issue		
20 CSR 2220-2.450	State Board of Pharmacy (<i>Changed from 4 CSR 220-2.450</i>)		This Issue		
20 CSR 2220-2.900	State Board of Pharmacy (<i>Changed from 4 CSR 220-2.900</i>)		This Issue		
20 CSR 2220-5.020	State Board of Pharmacy (<i>Changed from 4 CSR 220-5.020</i>)		This Issue		
20 CSR 2220-5.030	State Board of Pharmacy (<i>Changed from 4 CSR 220-5.030</i>)		This Issue		
20 CSR 2230	State Board of Podiatric Medicine (<i>Changed from 4 CSR 230</i>)				31 MoReg 1345
20 CSR 2231	Division of Professional Registration (<i>Changed from 4 CSR 231</i>)				31 MoReg 1346
20 CSR 2232	Missouri State Committee of Interpreters (<i>Changed from 4 CSR 232</i>)				31 MoReg 1346
20 CSR 2232-2.040	Missouri State Committee of Interpreters (<i>Changed from 4 CSR 232-2.040</i>)	This Issue	This Issue		
20 CSR 2233	State Committee of Marital and Family Therapists (<i>Changed from 4 CSR 233</i>)				31 MoReg 1346
20 CSR 2235	State Committee of Psychologists (<i>Changed from 4 CSR 235</i>)				31 MoReg 1346
20 CSR 2245	Real Estate Appraisers (<i>Changed from 4 CSR 245</i>)				31 MoReg 1347
20 CSR 2250	Missouri Real Estate Commission (<i>Changed from 4 CSR 250</i>)				31 MoReg 1348
20 CSR 2255	Missouri Board for Respiratory Care (<i>Changed from 4 CSR 255</i>)				31 MoReg 1349
20 CSR 2255-1.040	Missouri Board for Respiratory Care (<i>Changed from 4 CSR 255-1.040</i>)		31 MoReg 1402		
20 CSR 2255-2.010	Missouri Board for Respiratory Care (<i>Changed from 4 CSR 255-2.010</i>)		31 MoReg 1405		
20 CSR 2255-2.020	Missouri Board for Respiratory Care (<i>Changed from 4 CSR 255-2.020</i>)		31 MoReg 1407		
20 CSR 2255-2.030	Missouri Board for Respiratory Care (<i>Changed from 4 CSR 255-2.030</i>)		31 MoReg 1409		
20 CSR 2255-4.010	Missouri Board for Respiratory Care (<i>Changed from 4 CSR 255-4.010</i>)		31 MoReg 1411		
20 CSR 2263	State Committee for Social Workers (<i>Changed from 4 CSR 263</i>)				31 MoReg 1349
20 CSR 2263-1.035	State Committee for Social Workers (<i>Changed from 4 CSR 263-1.035</i>)		31 MoReg 1412		
20 CSR 2263-2.090	State Committee for Social Workers (<i>Changed from 4 CSR 263-2.090</i>)		31 MoReg 1415		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
20 CSR 2267	Office of Tattooing, Body Piercing and Branding <i>(Changed from 4 CSR 267)</i>				31 MoReg 1350
20 CSR 2270	Missouri Veterinary Medical Board <i>(Changed from 4 CSR 270)</i>				31 MoReg 1350
20 CSR 2270-1.050	Missouri Veterinary Medical Board <i>(Changed from 4 CSR 270-1.050)</i>			31 MoReg 1417	

Agency	Publication	Expiration
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Department of Agriculture

Office of the Director

2 CSR 110-2.010 Description of General Organization; Definitions; Requirements of Eligibility, Licensing, Application for Grants; Procedures for Grant Disbursements; Record Keeping Requirements, and Verification Procedures for the Missouri Qualified Biodiesel Producer Incentive Program	31 MoReg 1293	February 23, 2007
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Department of Labor and Industrial Relations

Workers' Compensation

8 CSR 50-2.030 Resolution of Medical Fee Disputes	31 MoReg 1377	February 27, 2007
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Department of Public Safety

Adjutant General

11 CSR 10-5.010 Missouri Veterans' Recognition Program	31 MoReg 1380	February 24, 2007
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Department of Social Services

Children's Division

13 CSR 35-60.010 Family Homes Offering Foster Care	31 MoReg 1295	January 30, 2007
13 CSR 35-60.030 Minimum Qualifications of Foster Parent(s)	31 MoReg 1296	January 30, 2007
13 CSR 35-100.010 Residential Treatment Agency Tax Credit	Next Issue	March 29, 2007
13 CSR 35-100.020 Emergency Resource Center Tax Credit	Next Issue	March 29, 2007

Family Support Division

13 CSR 40-60.010 Family Homes Offering Foster Care	31 MoReg 1297	January 30, 2007
13 CSR 40-60.030 Minimum Qualifications of Foster Parent(s)	31 MoReg 1297	January 30, 2007
13 CSR 40-79.010 Domestic Violence Shelter Tax Credit	Next Issue	March 29, 2007

Division of Medical Services

13 CSR 70-3.170 Medicaid Managed Care Organization Reimbursement Allowance	31 MoReg 899	November 10, 2006
13 CSR 70-3.170 Medicaid Managed Care Organization Reimbursement Allowance	31 MoReg 1047	December 28, 2006
13 CSR 70-4.080 Children's Health Insurance Program	31 MoReg 1048	December 28, 2006
13 CSR 70-10.015 Prospective Reimbursement Plan for Nursing Facility Services	31 MoReg 1050	December 28, 2006
13 CSR 70-10.080 Prospective Reimbursement Plan for HIV Nursing Facility Services	31 MoReg 1051	December 28, 2006
13 CSR 70-15.110 Federal Reimbursement Allowance (FRA)	31 MoReg 900	November 15, 2006
13 CSR 70-15.110 Federal Reimbursement Allowance (FRA)	31 MoReg 1052	December 28, 2006
13 CSR 70-40.010 Optical Care Benefits and Limitations—Medicaid Program	31 MoReg 1052	December 28, 2006
13 CSR 70-60.010 Durable Medical Equipment Program	31 MoReg 1053	December 28, 2006

Elected Officials

Secretary of State

15 CSR 30-10.010 Definitions	31 MoReg 1129	February 22, 2007
15 CSR 30-10.020 Certification Statements for New or Modified Electronic Voting Systems	31 MoReg 1130	February 22, 2007
15 CSR 30-10.130 Voter Education and Voting Device Preparation (DREs and Precinct Counters)	31 MoReg 1132	February 22, 2007
15 CSR 30-10.140 Electronic Ballot Tabulation—Counting Preparation and Logic and Accuracy Testing (DREs and Precinct Counters)	31 MoReg 1133	February 22, 2007
15 CSR 30-10.150 Closing Polling Places (Precinct Counters and DREs)	31 MoReg 1134	February 22, 2007
15 CSR 30-10.160 Electronic Ballot Tabulation—Election Procedures (Precinct Counters and DREs)	31 MoReg 1135	February 22, 2007

Department of Health and Senior Services

Missouri Health Facilities Review Committee

19 CSR 60-50.300 Definitions for the Certificate of Need Process	31 MoReg 1382	February 23, 2007
19 CSR 60-50.400 Letter of Intent Process	31 MoReg 1382	February 23, 2007
19 CSR 60-50.410 Letter of Intent Package	31 MoReg 1383	February 23, 2007
19 CSR 60-50.430 Application Package	31 MoReg 1384	February 23, 2007
19 CSR 60-50.450 Criteria and Standards for Long-Term Care	31 MoReg 1385	February 23, 2007
19 CSR 60-50.470 Criteria and Standards for Financial Feasibility	31 MoReg 1386	February 23, 2007
19 CSR 60-50.600 Certificate of Need Decisions	31 MoReg 1386	February 23, 2007
19 CSR 60-50.700 Post-Decision Activity	31 MoReg 1387	February 23, 2007
19 CSR 60-50.800 Meeting Procedures	31 MoReg 1387	February 23, 2007
19 CSR 60-50.900 Administration	31 MoReg 1388	February 23, 2007

Department of Insurance, Financial Institutions and Professional Registration

Missouri State Committee of Interpreters

20 CSR 2232-2.400 Certification Recognized by the Board	This Issue	February 27, 2007
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Executive Orders	Subject Matter	Filed Date	Publication
2006			
06-01	Designates members of staff with supervisory authority over selected state agencies	January 10, 2006	31 MoReg 281
06-02	Extends the deadline for the State Retirement Consolidation Commission to issue its final report and terminate operations to March 1, 2006	January 11, 2006	31 MoReg 283
06-03	Creates and establishes the Missouri Healthcare Information Technology Task Force	January 17, 2006	31 MoReg 371
06-04	Governor Matt Blunt transfers functions, personnel, property, etc. of the Division of Finance, the State Banking Board, the Division of Credit Unions, and the Division of Professional Registration to the Department of Insurance. Renames the Department of Insurance as the Missouri Department of Insurance, Financial Institutions and Professional Registration. Effective August 28, 2006	February 1, 2006	31 MoReg 448
06-05	Governor Matt Blunt transfers functions, personnel, property, etc. of the Missouri Rx Plan Advisory Commission to the Missouri Department of Health and Senior Services. Effective August 28, 2006	February 1, 2006	31 MoReg 451
06-06	Governor Matt Blunt transfers functions, personnel, property, etc. of the Missouri Assistive Technology Advisory Council to the Missouri Department of Elementary and Secondary Education. Rescinds certain provisions of Executive Order 04-08. Effective August 28, 2006	February 1, 2006	31 MoReg 453
06-07	Governor Matt Blunt transfers functions, personnel, property, etc. of the Missouri Life Sciences Research Board to the Missouri Department of Economic Development	February 1, 2006	31 MoReg 455
06-08	Names the state office building, located at 1616 Missouri Boulevard, Jefferson City, Missouri, in honor of George Washington Carver	February 7, 2006	31 MoReg 457
06-09	Directs and orders that the Director of the Department of Public Safety is the Homeland Security Advisor to the Governor, reauthorizes the Homeland Security Advisory Council and assigns them additional duties	February 10, 2006	31 MoReg 460
06-10	Establishes the Government, Faith-based and Community Partnership	March 7, 2006	31 MoReg 577
06-11	Orders and directs the Adjutant General to call and order into active service such portions of the organized militia as he deems necessary to aid the executive officials of Missouri, to protect life and property and to employ such equipment as may be necessary in support of civilian authorities	March 13, 2006	31 MoReg 580
06-12	Declares that a State of Emergency exists in the State of Missouri and directs that the Missouri State Emergency Operation Plan be activated	March 13, 2006	31 MoReg 582
06-13	The Director of the Missouri Department of Natural Resources is vested with full discretionary authority to temporarily waive or suspend the operation of any statutory or administrative rule or regulation currently in place under his purview in order to best serve the public health and safety during the period of the emergency and the subsequent recovery period	March 13, 2006	31 MoReg 584
06-14	Declares a State of Emergency exists in the State of Missouri and directs that the Missouri State Emergency Operation Plan be activated	April 3, 2006	31 MoReg 643
06-15	Orders and directs the Adjutant General, or his designee, to call and order into active service portions of the organized militia as he deems necessary to aid the executive officials of Missouri, to protect life and property, and take such action and employ such equipment as may be necessary in support of civilian authorities, and provide assistance as authorized and directed by the Governor	April 3, 2006	31 MoReg 645
06-16	Declares that a State of Emergency exists in the State of Missouri, directs that the Missouri State Emergency Operations Plan be activated	April 3, 2006	31 MoReg 647
06-17	Declares that a State of Emergency exists in the State of Missouri, directs that the Missouri State Emergency Operations Plan be activated	April 3, 2006	31 MoReg 649
06-18	Authorizes the investigators from the Division of Fire Safety, the Park Rangers from the Department of Natural Resources, the Conservation Agents from the Department of Conservation, and other POST certified state agency investigators to exercise full state wide police authority as vested in Missouri peace officers pursuant to Chapter 590, RSMo during the period of this state declaration of emergency	April 3, 2006	31 MoReg 651
06-19	Allows the director of the Missouri Department of Natural Resources to grant waivers to help expedite storm recovery efforts	April 3, 2006	31 MoReg 652
06-20	Creates interim requirements for overdimension and overweight permits for commercial motor carriers engaged in storm recovery efforts	April 5, 2006	31 MoReg 765
06-21	Designates members of staff with supervisory authority over selected state agencies	June 2, 2006	31 MoReg 1055

Executive Orders	Subject Matter	Filed Date	Publication
06-22	Healthy Families Trust Fund	June 22, 2006	31 MoReg 1137
06-23	Establishes Interoperable Communication Committee	June 27, 2006	31 MoReg 1139
06-24	Establishes Missouri Abraham Lincoln Bicentennial Commission	July 3, 2006	31 MoReg 1209
06-25	Declares that a State of Emergency exists in the State of Missouri, directs that the Missouri State Emergency Operations Plan be activated	July 20, 2006	31 MoReg 1298
06-26	Directs the Adjutant General to call and order into active service such portions of the organized militia as he deems necessary to aid the executive officials of Missouri, to protect life and property, and to support civilian authorities	July 20, 2006	31 MoReg 1300
06-27	Allows the director of the Missouri Department of Natural Resources to grant waivers to help expedite storm recovery efforts	July 21, 2006	31 MoReg 1302
06-28	Authorizes Transportation Director to issue declaration of regional or local emergency with reference to motor carriers	July 22, 2006	31 MoReg 1304
06-29	Authorizes Transportation Director to temporarily suspend certain commercial motor vehicle regulations in response to emergencies	August 11, 2006	31 MoReg 1389
06-30	Extends the declaration of emergency contained in Executive Order 06-25 and the terms of Executive Order 06-27 through September 22, 2006, for the purpose of continuing the cleanup efforts in the east central part of the State of Missouri	August 18, 2006	This Issue

2005

05-01	Rescinds Executive Order 01-09	January 11, 2005	30 MoReg 261
05-02	Restricts new lease and purchase of vehicles, cellular phones, and office space by executive agencies	January 11, 2005	30 MoReg 262
05-03	Closes state's Washington D.C. office	January 11, 2005	30 MoReg 264
05-04	Authorizes Transportation Director to issue declaration of regional or local emergency with reference to motor carriers	January 11, 2005	30 MoReg 266
05-05	Establishes the 2005 Missouri State Government Review Commission	January 24, 2005	30 MoReg 359
05-06	Bans the use of video games by inmates in all state correctional facilities	January 24, 2005	30 MoReg 362
05-07	Consolidates the Office of Information Technology to the Office of Administration's Division of Information Services	January 26, 2005	30 MoReg 363
05-08	Consolidates the Division of Design and Construction to Division of Facilities Management, Design and Construction	February 2, 2005	30 MoReg 433
05-09	Transfers the Missouri Head Injury Advisory Council to the Department of Health and Senior Services	February 2, 2005	30 MoReg 435
05-10	Transfers and consolidates in-home care for elderly and disabled individuals from the Department of Elementary and Secondary Education and the Department of Social Services to the Department of Health and Senior Services	February 3, 2005	30 MoReg 437
05-11	Rescinds Executive Order 04-22 and orders the Department of Health and Senior Services and all Missouri health care providers and others that possess influenza vaccine adopt the Center for Disease Control and Prevention, Advisory Committee for Immunization Practices expanded priority group designations as soon as possible and update the designations as necessary	February 3, 2005	30 MoReg 439
05-12	Designates members of staff with supervisory authority over selected state agencies	March 8, 2005	30 MoReg 607
05-13	Establishes the Governor's Advisory Council for Plant Biotechnology	April 26, 2005	30 MoReg 1110
05-14	Establishes the Missouri School Bus Safety Task Force	May 17, 2005	30 MoReg 1299
05-15	Establishes the Missouri Task Force on Eminent Domain	June 28, 2005	30 MoReg 1610
05-16	Transfers all power, duties and functions of the State Board of Mediation to the Labor and Industrial Relations Commission of Missouri	July 1, 2005	30 MoReg 1612
05-17	Declares a DROUGHT ALERT for the counties of Bollinger, Butler, Cape Girardeau, Carter, Dunklin, Howell, Iron, Madison, Mississippi, New Madrid, Oregon, Pemiscot, Perry, Pike, Ralls, Reynolds, Ripley, Ste. Francois, Ste. Genevieve, Scott, Shannon, Stoddard and Wayne	July 5, 2005	30 MoReg 1693
05-18	Directs the Director of the Department of Insurance to adopt rules to protect consumer privacy while providing relevant information about insurance companies to the public	July 12, 2005	30 MoReg 1695
05-19	Creates the Insurance Advisory Panel to provide advice to the Director of Insurance	July 19, 2005	30 MoReg 1786
05-20	Establishes the Missouri Homeland Security Advisory Council. Creates the Division of Homeland Security within the Department of Public Safety. Rescinds Executive Orders 02-15 and 02-16	July 21, 2005	30 MoReg 1789
05-21	Creates and amends Meramec Regional Planning Commission to include Pulaski County	August 22, 2005	30 MoReg 2006

**Executive
Orders**

	Subject Matter	Filed Date	Publication
05-22	Establishes the State Retirement Consolidation Commission	August 26, 2005	30 MoReg 2008
05-23	Acknowledges regional state of emergency and temporarily waives regulatory requirements for vehicles engaged in interstate disaster relief	August 30, 2005	30 MoReg 2010
05-24	Implements the Emergency Mutual Assistance Compact (EMAC) with the state of Mississippi, directs SEMA to activate the EMAC plan, authorizes use of the Missouri National Guard	August 30, 2005	30 MoReg 2013
05-25	Implements the Emergency Mutual Assistance Compact (EMAC) with the state of Louisiana, directs SEMA to activate the EMAC plan, authorizes use of the Missouri National Guard	August 30, 2005	30 MoReg 2015
05-26	Declares a state of emergency in Missouri and suspends rules and regulations regarding licensing of healthcare providers while treating Hurricane Katrina evacuees	September 2, 2005	30 MoReg 2129
05-27	Directs all relevant state agencies to facilitate the temporary licensure of any healthcare providers accompanying and/or providing direct care to evacuees	September 2, 2005	30 MoReg 2131
05-28	Declares that a State of Emergency exists in the State of Missouri, directs that the Missouri State Emergency Operations Plan be activated, and authorizes the use of state agencies to provide support to the relocation of Hurricane Katrina disaster victims	September 4, 2005	30 MoReg 2133
05-29	Directs the Adjutant General call and order into active service such portions of the organized militia as he deems necessary to aid the executive officials of Missouri, to protect life and property, and to support civilian authorities	September 4, 2005	30 MoReg 2135
05-30	Governor Matt Blunt establishes the Office of Supplier and Workforce Diversity to replace the Office of Equal Opportunity. Declares policies and procedures for procuring goods and services and remedying discrimination against minority and women-owned business enterprises	September 8, 2005	30 MoReg 2137
05-31	Assigns the Missouri Community Service Commission to the Department of Economic Development	September 14, 2005	30 MoReg 2227
05-32	Grants leave to additional employees participating in disaster relief services	September 16, 2005	30 MoReg 2229
05-33	Directs the Department of Corrections to lead an interagency steering team for the Missouri Reentry Process (MRP)	September 21, 2005	30 MoReg 2231
05-34	Orders the Adjutant General to call into active service portions of the militia in response to the influx of Hurricane Rita victims	September 23, 2005	30 MoReg 2233
05-35	Declares a State of Emergency, directs the State Emergency Operations Plan be activated, and authorizes use of state agencies to provide support for the relocation of Hurricane Rita victims	September 23, 2005	30 MoReg 2235
05-36	Acknowledges regional state of emergency and temporarily waives regulatory requirements for commercial vehicles engaged in interstate disaster relief	September 23, 2005	30 MoReg 2237
05-37	Closes state offices on Friday, November 25, 2005	October 11, 2005	30 MoReg 2383
05-38	Implements the EMAC with the State of Florida in response to Hurricane Wilma	October 21, 2005	30 MoReg 2470
05-39	Acknowledges continuing regional state of emergency, temporarily limits regulatory requirements for commercial vehicles engaged in interstate disaster relief, and rescinds orders 05-23 and 05-36	October 25, 2005	30 MoReg 2472
05-40	Amends Executive Order 98-15 to increase the Missouri State Park Advisory Board from eight to nine members	October 26, 2005	30 MoReg 2475
05-41	Creates and establishes the Governor's Advisory Council for Veterans Affairs	November 14, 2005	30 MoReg 2552
05-42	Establishes the National Incident Management System (NIMS) as the standard for emergency incident management in the State of Missouri	November 14, 2005	30 MoReg 2554
05-43	Creates and establishes the Hispanic Business, Trade and Culture Commission and abolishes the Missouri Governor's Commission on Hispanic Affairs	November 30, 2005	31 MoReg 93
05-44	Declares a state of emergency and activates the Missouri State Emergency Operations Plan as a result of the failure of the dam at Taum Sauk Reservoir	December 14, 2005	31 MoReg 96
05-45	Directs the Adjutant General to activate the organized militia as needed as a result of the failure of the dam at Taum Sauk Reservoir	December 14, 2005	31 MoReg 97
05-46	Creates and establishes the Missouri Energy Task Force	December 27, 2005	31 MoReg 206
05-47	Directs that the issuance of overdimension and overweight permits by the Missouri Department of Transportation for commercial motor carriers engaged in cleanup efforts in Reynolds County resulting from the Taum Sauk Upper Reservoir failure shall be subject to interim application requirements	December 29, 2005	31 MoReg 279

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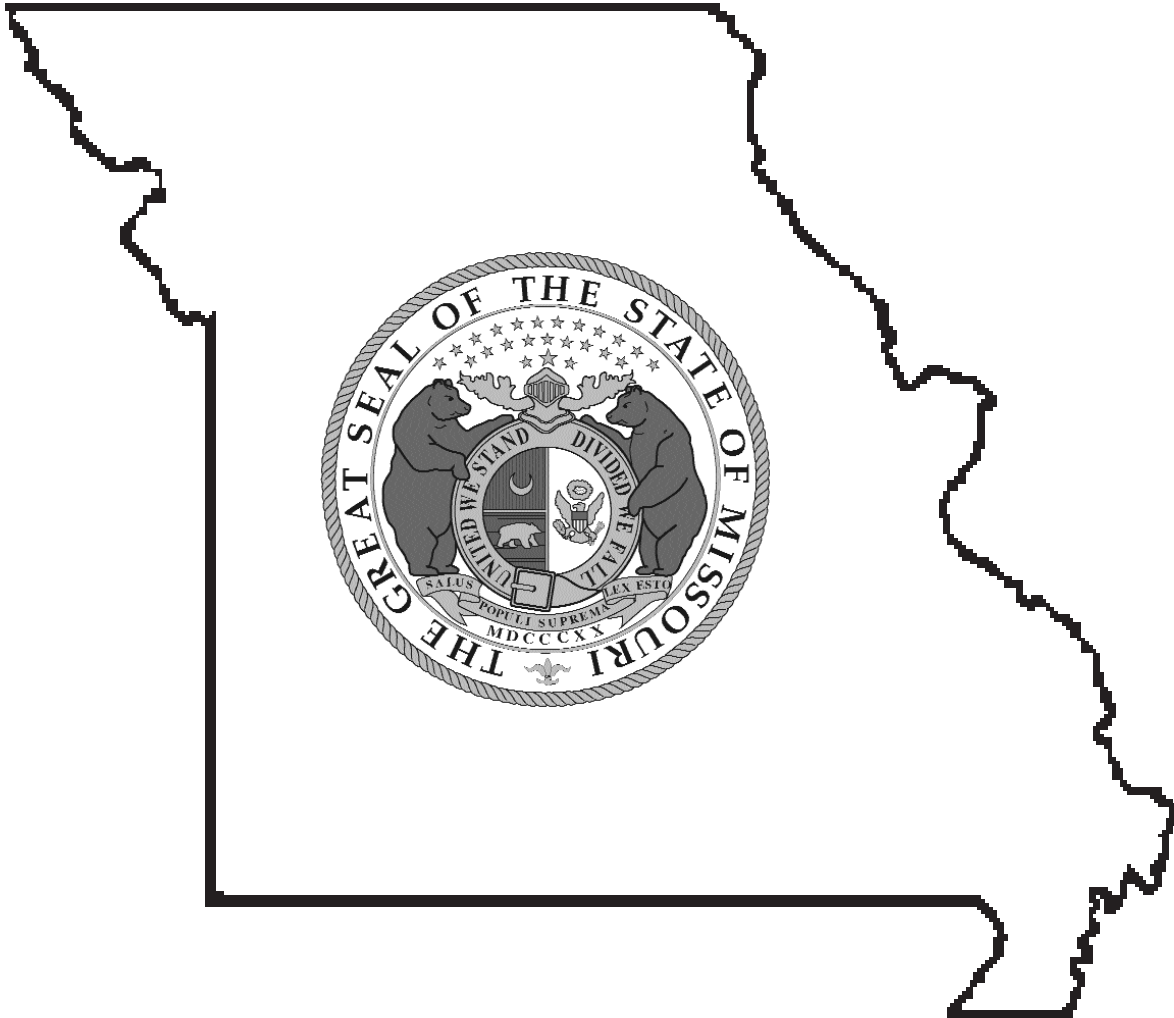
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