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SALUS POPULI SUPREMA LEX ESTO

“The welfare of the people shall be the supreme law.”



ROBIN CARNAHAN
SECRETARY OF STATE

MISSOURI
REGISTER

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SECRETARY OF STATE

ROBIN CARNAHAN

Administrative Rules Division

James C. Kirkpatrick State Information Center

600 W. Main

Jefferson City, MO 65101

(573) 751-4015

DIRECTOR

WAYLENE W. HILES

•

EDITORS

CURTIS W. TREAT

SALLY L. REID

ASSOCIATE EDITOR

SARAH JORGENSEN

•

PUBLICATION TECHNICIAN

JACQUELINE D. WHITE

•

ADMINISTRATIVE ASSISTANT

LUKE RIEKE

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IN THIS ISSUE:

EMERGENCY RULES

Office of Administration
 Commissioner of Administration1531

Department of Agriculture
 Animal Health1534

Department of Transportation
 Missouri Highways and Transportation Commission . . .1535

EXECUTIVE ORDERS1543

PROPOSED RULES

Office of Administration
 Commissioner of Administration1548

Department of Economic Development
 Division of Business and Community Services1555

Department of Transportation
 Missouri Highways and Transportation Commission . . .1559

Department of Natural Resources
 Air Conservation Commission1573

Department of Insurance, Financial Institutions and Professional Registration
 Board of Therapeutic Massage1575
 Missouri Board of Occupational Therapy1579
 State Board of Podiatric Medicine1585
 State Committee of Psychologists1585
 Missouri Veterinary Medical Board1589

ORDERS OF RULEMAKING

Department of Agriculture
 Animal Health1591

Department of Conservation
 Conservation Commission1592

Department of Insurance, Financial Institutions and Professional Registration

Insurance Solvency and Company Regulation1593
 Property and Casualty1595
 Insurance Licensing1608
 State Board of Registration for the Healing Arts1609
 Real Estate Appraisers1610
 Missouri Veterinary Medical Board1611

IN ADDITIONS

Department of Transportation
 Missouri Highways and Transportation Commission1612

Department of Health and Senior Services
 Division of Community and Public Health1613
 Missouri Health Facilities Review Committee1613

CONSTRUCTION TRANSIENT LIST1614

DISSOLUTIONS1626

SOURCE GUIDES

RULE CHANGES SINCE UPDATE1628
EMERGENCY RULES IN EFFECT1634
EXECUTIVE ORDERS1635
REGISTER INDEX1638

Register Filing Deadlines	Register Publication Date	Code Publication Date	Code Effective Date
November 3, 2008 November 17, 2008	December 1, 2008 December 15, 2008	December 31, 2008 December 31, 2008	January 30, 2009 January 30, 2009
December 1, 2008 December 15, 2008	January 2, 2009 January 16, 2009	January 29, 2009 January 29, 2009	February 28, 2009 February 28, 2009
January 2, 2009 January 16, 2009	February 3, 2009 February 17, 2009	February 28, 2009 February 28, 2009	March 30, 2009 March 30, 2009
February 3, 2009 February 17, 2009	March 2, 2009 March 16, 2009	March 31, 2009 March 31, 2009	April 30, 2009 April 30, 2009
March 2, 2009 March 16, 2009	April 1, 2009 April 15, 2009	April 30, 2009 April 30, 2009	May 30, 2009 May 30, 2009
April 1, 2009 April 15, 2009	May 1, 2009 May 15, 2009	May 31, 2009 May 31, 2009	June 30, 2009 June 30, 2009
May 1, 2009 May 15, 2009	June 1, 2009 June 15, 2009	June 30, 2009 June 30, 2009	July 30, 2009 July 30, 2009
June 1, 2009 June 15, 2009	July 1, 2009 July 15, 2009	July 31, 2009 July 31, 2009	August 30, 2009 August 30, 2009

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RULES—Cite material in the *Missouri Register* by volume and page number, for example, Vol. 28, *Missouri Register*, page 27. The approved short form of citation is 28 MoReg 27.

The rules are codified in the *Code of State Regulations* in this system—

Title	Code of State Regulations	Division	Chapter	Rule
1	CSR	10-	1.	010
Department		Agency, Division	General area regulated	Specific area regulated

They are properly cited by using the full citation, i.e., 1 CSR 10-1.010.

Each department of state government is assigned a title. Each agency or division within the department is assigned a division number. The agency then groups its rules into general subject matter areas called chapters and specific areas called rules. Within a rule, the first breakdown is called a section and is designated as (1). Subsection is (A) with further breakdown into paragraph 1., subparagraph A., part (I), subpart (a), item I. and subitem a.

RSMo—The most recent version of the statute containing the section number and the date.

Rules appearing under this heading are filed under the authority granted by section 536.025, RSMo 2000. An emergency rule may be adopted by an agency if the agency finds that an immediate danger to the public health, safety or welfare, or a compelling governmental interest requires emergency action; follows procedures best calculated to assure fairness to all interested persons and parties under the circumstances; follows procedures which comply with the protections extended by the *Missouri* and the *United States Constitutions*; limits the scope of such rule to the circumstances creating an emergency and requiring emergency procedure, and at the time of or prior to the adoption of such rule files with the secretary of state the text of the rule together with the specific facts, reasons and findings which support its conclusion that there is an immediate danger to the public health, safety or welfare which can be met only through the adoption of such rule and its reasons for concluding that the procedure employed is fair to all interested persons and parties under the circumstances.

Rules filed as emergency rules may be effective not less than ten (10) days after filing or at such later date as may be specified in the rule and may be terminated at any time by the state agency by filing an order with the secretary of state fixing the date of such termination, which order shall be published by the secretary of state in the *Missouri Register* as soon as practicable.

All emergency rules must state the period during which they are in effect, and in no case can they be in effect more than one hundred eighty (180) calendar days or thirty (30) legislative days, whichever period is longer. Emergency rules are not renewable, although an agency may at any time adopt an identical rule under the normal rulemaking procedures.

Title 1—OFFICE OF ADMINISTRATION Division 10—Commissioner of Administration Chapter 4—Vendor Payroll Deduction Regulations

EMERGENCY AMENDMENT

1 CSR 10-4.010 State of Missouri Vendor Payroll Deductions. The commissioner is amending subsection (2)(G).

PURPOSE: This amendment allows vendors to offer qualified cafeteria plan products in state facilities and is being filed to comply with new legislation and update payroll deduction qualifications.

EMERGENCY STATEMENT: Senate Bill 1140 from the 94th General Assembly, Second Regular Session, added section 33.103.3, RSMo, and sections 33.103.3(3) and (4), RSMo, with an emergency clause to implement all parts of the bill. The new language states: "Include as an option in the plan any other product eligible under Section 125 of Title 26 of the *United States Code* the selection of which may be solicited by a vendor on site in state facilities, subject to regulations promulgated by the office of administration, and including payment to the state by vendors providing those products for the cost of administering those deductions, as set by the Office of Administration..." Section (2) of the administrative rule provides for the voluntary payroll deduction vendors with eligible cafeteria plan products to solicit business in state facilities. This emergency amendment is necessary to preserve a compelling governmental interest that requires an early

effective date and follows procedures best calculated to assure fairness to all interested persons and parties under the circumstances in that the Senate Bill included an emergency clause to be effective July 1, 2008. These changes to the administrative rule must coincide with the effective date of the statute. The emergency rule is limited to the circumstances creating the emergency and complies with the protections extended in the *Missouri* and *United States Constitutions*. This emergency amendment was filed July 14, 2008, effective July 24, 2008, expires December 31, 2008.

(2) The following requirements apply to payroll deductions:

(G) Solicitation by a vendor of signed employee applications or memberships may not be performed in state facilities at any time **with the exception of qualified vendor products for the cafeteria plan and regulations under 1 CSR 10-15.010;**

AUTHORITY: sections 33.103, 536.010, and 536.023, RSMo Supp. [2004] 2007 and section 370.395, RSMo 2000. Original rule filed May 15, 1990, effective Sept. 28, 1990. Amended: Filed Aug. 15, 2003, effective Jan. 30, 2005. Emergency amendment filed July 15, 2005, effective Sept. 1, 2005, expired Feb. 27, 2006. Amended: Filed July 15, 2005, effective Dec. 30, 2005. Emergency amendment filed July 14, 2008, effective July 24, 2008, expires Dec. 31, 2008. A proposed amendment covering this same material is published in this issue of the *Missouri Register*.

Title 1—OFFICE OF ADMINISTRATION Division 10—Commissioner of Administration Chapter 15—Cafeteria Plan

EMERGENCY AMENDMENT

1 CSR 10-15.010 Cafeteria Plan. The commissioner is amending the purpose, adding section (3), and amending Appendix A—Missouri State Employees' Cafeteria Plan: Article One Definitions—section 1.05 and 1.10, Article Three Eligibility and Participation—sections 3.01 and 3.02, Article Four Available Selection of Plan Categories—section 4.01 (a) and (g), Article Seven Administration—section 7.07, and Article Eight Miscellaneous—section 8.03.

PURPOSE: This amendment is being filed to comply with new legislation and update payroll deduction qualifications.

PURPOSE: This rule complies with the statutory requirement that the commissioner file a written plan document in accordance with Chapter 536, RSMo and payroll deduction qualifications in accordance with Chapter 33, RSMo.

EMERGENCY STATEMENT: Senate Bill 1140 from the 94th General Assembly, Second Regular Session added sections 33.103.2(7) and 33.103.3(3) and (4), RSMo, with an emergency clause to implement all parts of the bill. This new language states that the commissioner of administration may deduct from any state employee's compensation warrant "Any amount for cafeteria plan administrative fees under subdivision (4) of subsection 3 of this section." It also added in paragraph (3) that "the selection of which may be solicited by a vendor on site in state facilities. In paragraph (4) the commissioner of administration may reduce each employee's compensation warrant... "except for those individual employees who affirmatively elect not to participate in the cafeteria plan."

Article 3 of the administrative rule provides for the regulation of voluntary payroll deduction vendors with eligible cafeteria plan products to solicit business on state property. The emergency rule is necessary to preserve a compelling governmental interest, with the

statute having an emergency clause, to create the regulations promulgated by the Office of Administration as prescribed by statute. Changes in Appendix A and the remainder of the rule is necessary to preserve a compelling governmental interest that the emergency clause on the bill implies an immediate effective date. However, implementation requires an effective date and procedures best calculated to assure fairness to all interested persons and parties under the circumstances in that although the 2009 state cafeteria plan year begins January 1, 2009, the enrollment period for the plan is from September through December 1, 2008. These changes to the administrative rule must be made so that the emergency clause does not inflict mid-year enrollment issues. The emergency rule is limited to the circumstances creating the emergency and complies with the protections extended in the Missouri and United States Constitutions. This emergency amendment was filed July 14, 2008, effective July 24, 2008, expires December 31, 2008.

(3) Voluntary payroll vendors that have qualified for inclusion in the Missouri State Employees' Cafeteria Plan under rules set forth in this section and 1 CSR 10-4.010 must meet the following criteria for solicitation of business on state property:

(A) The vendor's product must already be qualified by the Office of Administration;

(B) The vendor may only present the products that have qualified for cafeteria plan;

(C) The vendor must schedule solicitation visits with each building manager at least one (1) week in advance. Building managers may make more restrictive policies regarding locations and times of visits as long as the restrictions do not prohibit access to state facilities;

(D) The vendor must not interrupt employee work time for presentation of products or services or other solicitations;

(E) The vendor may not utilize employee representatives to distribute product information;

(F) All marketing materials must have prior approval by the Office of Administration prior to distribution;

(G) Each vendor must state to employees that their product is not endorsed by the state of Missouri as a state provided benefit and include such statement on all marketing materials; and

(H) Any vendor violating any one (1) of these criteria may lose their payroll deduction privilege.

APPENDIX A
MISSOURI STATE EMPLOYEES' CAFETERIA PLAN

The State of Missouri through the Office of Administration hereby amends and restates the Missouri State Employees' Cafeteria Plan (hereinafter called the MSECP) effective January 1, [2006] 2009. The provisions of the MSECP, as set forth in this document and the attendant documents for the Missouri State Employees' Dependent Care Assistance Plan (Appendix B, hereinafter called the MSED CAP) and the Missouri State Employees' Flexible Medical Benefits Plan (Appendix C, hereinafter called the MSEFMBP), shall be applicable to each employee of the State of Missouri [who] unless he/she elects not to participate in the MSECP beginning with Plan Year [2006] 2009.

ARTICLE ONE
DEFINITIONS

1.05 "Participant" means any employee who has [elected to] not waived coverage and is participating in the MSECP.

1.10 "Waive coverage" means to formally opt-out of participation in the MSECP sections 4.01(a), 4.01(b), 4.01(c), 4.01(d), 4.01(e), and/or 4.01(g) in writing or online.

ARTICLE THREE
ELIGIBILITY AND PARTICIPATION

3.01 The MSECP does not apply to any individual who terminated employment with the employer prior to the effective date of this amended and restated MSECP (January 1, [2006] 2009) unless such individual becomes reemployed by the employer on or after such effective date.

3.02 Any employee who is on the payroll of the employer as of the effective date is eligible to become a participant [at the beginning of each Plan Year] on the effective date. Any [eligible] employee, except any employee subject to the provisions of the MSECP, section 3.03, who chooses not to become a participant at the beginning of each Plan Year will not again become eligible for participation in the MSECP until the beginning of the next Plan Year, except as provided under the MSECP, section 3.09.

ARTICLE FOUR
AVAILABLE SELECTION OF PLAN CATEGORIES

4.01 In general, employees may choose to participate in any one or more of the following plan categories offered under the MSECP:

(a) State-Sponsored Medical Insurance—This category provides for the direct payment to the insurance provider of the participant's share of the cost or premium for coverage under any plan or program which provides medical benefits or health insurance to or on behalf of any employee or spouse or dependent in the event of illness or personal injury to the employee or spouse or dependent, which plan or program is available to the employee by reason of status as an employee. The term plan or program, for purposes of this article, shall include any group insurance or other plan which is either provided by the Missouri Consolidated Health Care Plan (MCHCP), Missouri Department of Transportation and Missouri State Highway Patrol Medical & Life Insurance Plan, or Conservation Employees Benefits Plan Trust Fund, or is obtained by competitive bid and is not duplicative of any other plan provided by the [MCHCP] State of Missouri. This article shall expressly include any Health Maintenance Organization (HMO) to which the employer makes a contribution on behalf of a participant;

(g) Other Products—This category provides for the direct payment to the insurance provider of the participant's share of the cost or premium for coverage under any qualified plan or program which provides any other qualified product eligible under Section 125 of the United States Code, to or on behalf of any employee or spouse or dependent, which plan or program is available to the employee [by reason of status as an employee] through a payroll deduction agreement with the vendor.

ARTICLE SEVEN
ADMINISTRATION

7.07 Vendors of products included in 4.01(g) must comply with 1 CSR 10-4.010 and 1 CSR 10-15.010, and also agree to [a] fees for the cost of administration, set by the Commissioner of Administration.

ARTICLE EIGHT
MISCELLANEOUS

8.03 Products included under 4.01(g) are not endorsed or provided by the State of Missouri. Solicitation by a vendor of signed employee applications or memberships may not be performed in State facilities at any time with the exception of qualified vendor products for the cafeteria plan and regulations under 1 CSR 10-15.010 (3).

AUTHORITY: section 33.103, RSMo Supp. [2004] 2007. Original rule filed March 15, 1988, effective June 1, 1988. For intervening history, please consult the Code of State Regulations. Emergency amendment filed July 14, 2008, effective July 24, 2008, expires Dec. 31, 2008. A proposed amendment covering this same material is published in this issue of the Missouri Register.

Title 2—DEPARTMENT OF AGRICULTURE
Division 30—Animal Health
Chapter 11—Large Animal Veterinary Student Loan Program

EMERGENCY RULE

2 CSR 30-11.010 Large Animal Veterinary Student Loan Program

PURPOSE: This rule establishes the requirements for implementing the large animal veterinary student loan program.

EMERGENCY STATEMENT: This emergency rule is necessary to begin implementation of the large animal veterinary student loan program utilizing Fiscal Year 2009 appropriations. House Bill 2006 was signed June 27, 2008, making one hundred twenty thousand dollars (\$120,000) available to fund large animal veterinary student loans for six (6) students. The department was unable to implement rules for this student loan program until it was certain funding would be made available. It is critical that the department have guidelines for loan applications and for the administering of such loans in place for the start of the 2008–2009 academic year beginning in August of this year. Without the benefit of this emergency rule, the department will not be able to receive and select quality applicants at the beginning of this academic year and would have to delay selection until the end of Fiscal Year 2009. This additional six (6)- to nine (9)-month delay in implementing the large animal veterinary student loan program would extend the program into the 2010 fiscal year and prevent the department from granting loans to address the large animal veterinary deficit in the state of Missouri for two (2) more years. Public health experts are alarmed that a large animal veterinary shortage is occurring at a time of continued disease outbreaks among farm animals, potentially endangering human health and the safety of the nation's food supply. The immediate start of this loan program is essential to address the current shortage of large animal veterinarians in certain geographical areas of Missouri and to prevent deterioration in the state's ability to combat animal diseases that threaten the public's health, safety, and welfare. This emergency rule is necessary to preserve a compelling governmental interest to ensure a sufficient number of large animal veterinarians throughout the state of Missouri. This emergency rule requires an early effective date and follows procedures best calculated to assure fairness to all interested parties under the circumstances. The emergency rule is limited to the circumstances creating the emergency and complies with the protections extended in the Missouri and United States Constitutions. This emergency rule was filed July 14, 2008, effective July 24, 2008, expires February 26, 2009.

(1) The following definitions shall be used in the interpretation and enforcement of this rule, in addition to those found in section 340.337, RSMo Supp. 2007:

(A) Academic year means the period of time beginning with the start of the fall semester to the final day of the spring semester and any subsequent summer sessions;

(B) Advisory panel means individuals appointed by the director of the Missouri Department of Agriculture to advise the department regarding the rules, funding, and guidelines for implementing and administering the large animal student medicine loan;

(C) Application contract means the form provided by the Missouri Department of Agriculture for the purpose of applying for a large animal veterinary student loan;

(D) Area of defined need means a geographic area within Missouri with at least one (1) of the following characteristics and approved by the director or the director's designated agent:

1. Large animal populations/producers sufficient to potentially sustain/employ a large animal veterinarian;
2. Employment opportunity as a large animal veterinarian;
3. Veterinary population in region is diminishing;
4. Economics of area adequate to support veterinarian;
5. Presence of livestock markets; and
6. Requests from individual, groups, organizations, and communities;

(E) Educational loans means the financial assistance provided by the department under the authority of the large animal veterinary student loan program; or commercial loans made by banks, credit unions, savings and loan associations, insurance companies; schools and other financial institutions for veterinary education purposes; or loans made by federal, state, county, or city agencies authorized by law to make loans for veterinary education purposes;

(F) Eligible applicant means a veterinary student in the college or in the final full year as a full-time student in an undergraduate course of study eligible to apply to the college;

(G) Eligible student means a resident who has made application to be a full-time student or currently enrolled in the college;

(H) Loan contract means the form signed by a large animal veterinary student loan applicant and the director of the department or the director's authorized agent in which the applicant agrees to accept responsibility for repayment of educational loans through qualified employment or by cash;

(I) Placement form means the form provided by the department for the purpose of applying for participation in the large animal veterinary student loan program;

(J) Qualified applicant means a student matriculating in the college and in the professional program leading to a doctor of veterinary medicine degree;

(K) Reasonable educational costs means tuition, books, fees, supplies, equipment, and materials required by the college in which the loan program recipient is enrolled to obtain a doctorate of veterinary medicine; and

(L) Reasonable living expenses means the cost of room, board, transportation, and miscellaneous costs based on individual program costs.

(2) Recipients of large animal veterinary student loans shall verify to the department their enrollment, their program eligibility, their academic standing within thirty (30) days following the completion of each semester and summer session, and their expected program completion date.

(A) Applicant is responsible to provide information to the department.

(B) The advisory panel shall determine the consequences of the applicant's failure to comply with the requirement of subsection (2)(A).

(C) Interest on funds loaned by the large animal veterinary student loan program shall accrue at a rate determined by the advisory panel from the issue date of the department check.

(D) If a recipient of financial assistance ceases his/her study prior to the successful completion of the course of instruction required for graduation from the college, repayment of the principal and interest shall begin within ninety (90) days after the date the recipient ceases to be an eligible student, in accordance with the repayment contract. The department shall be notified by the loan recipient within thirty (30) days of the date the recipient ceases to be an eligible student. Payment shall be completed no more than twelve (12) months from that date.

(3) Section 340.390, RSMo, provides that the department may grant a limited deferral of repayment of the principal and interest to a qualified student attending the college.

(A) The department may grant a limited deferral of the repayment of the principal and interest when the deferral would best serve the interest of the state and the large animal student veterinary loan program.

(B) The status of each deferral may be reviewed as often as necessary by the department but the department shall review each deferral annually to insure compliance with the intent of the deferral. The length of deferral may not exceed four (4) years.

(C) Interest accrued during a deferral period by a financial assistance recipient shall be forgiven on the same basis as the original loan and interest.

(4) To qualify for a large animal veterinary student loan, the applicant shall have no conflicting service obligation that would prevent the state from benefitting from the applicant's services after graduation, with the exception of service in the National Guard or military reserve.

(5) Application contracts shall be completed, signed by the applicant, and submitted to the department between August 15 and September 15 or at another time directed by the department.

(A) Application contracts shall be accompanied by proof of Missouri residency, such as a copy of the Missouri individual income tax return for the previous year of the applicant, or of the applicant's parents or legal guardian if applicant is listed as a legal dependant on the parent's or legal guardian's return.

(B) Applications shall include an essay which describes the applicant's professional ambition and how those professional goals fit with the intent of the Large Animal Veterinary Student Loan Program (eight hundred (800)-word maximum), three (3) reference letters, and complete set of transcripts from any college courses taken.

(C) Loan recipients shall apply annually.

(D) Only application contract forms for the large animal veterinary loan program supplied by the department will be accepted.

(E) Upon approval for funding, the loan contract shall be signed by the department director or the director's authorized agent and shall become the agreement of the applicant to accept responsibility for repayment either by cash or by service in an area of defined need.

(F) A copy of an applicant's financial aid award notice from the college and of the applicant's notice of acceptance by the college shall be on file in the department prior to funding by the large animal veterinary loan program.

(6) Selection criteria for the large animal veterinary student loan program are:

(A) Eligibility of the applicant;

(B) Demonstrated financial need;

(C) Qualification and potential based upon submitted materials;

(D) Willingness to serve in designated area of need; and

(E) Information presented at a personal interview if one is requested of the applicant by the committee.

(7) Subject to availability of federal, state, or community funds for the large animal veterinary student loan program, the department shall enter into a maximum four (4)-year contract with each individual qualifying for repayment of educational loans.

(8) Participants who default on their written loan contracts shall be subject to monetary repayment of the contracted amount and interest. Cash repayment periods may be authorized up to a maximum of twelve (12) consecutive months.

(A) The department may grant a deferral of payment of the loan amount and interest at the discretion of the director on the basis of hardship such as critical illness of participant or an immediate family member, or death in the immediate family, or severe handicapping

condition of the participant when that hardship has been adequately documented such as statement of the attending physician, death certificate, or Social Security disability determination.

(B) The status of each deferral may be reviewed as often as necessary by the department but shall be reviewed annually to insure compliance with the intent of the deferral.

(C) Once a loan participant has begun qualified employment, repayment of the loan shall continue, even if the designation of the area of defined need of qualified employment changes as long as the loan participant does not terminate employment.

(D) If circumstances beyond the control of a loan participant result in the termination of qualified employment, deferral status may be granted for a period up to ninety (90) days to allow the participant to gain employment in an area of defined need, upon approval by the director or the director's designated agent.

(E) Upon authorization of the director or authorized agent, forgiveness of interest and principal for a financial assistance recipient engaged in qualified employment on a less than full-time basis may be granted on a prorated basis.

(9) A graduate of the student loan program must:

(A) Complete the Large Animal Veterinary Student Loan Program Placement Form prior to May 1, of the current year; and

(B) Notify the department of any change of address or employment within thirty (30) days.

(10) Members of the advisory panel shall serve for three (3) years from the date of appointment by the director and may be reappointed for consecutive three (3)-year terms. Resignations from the panel may be accepted by the director at any time. Appointments to fill vacated panel positions shall be for three (3) years. Nonattendance by a panel member at two (2) consecutive scheduled panel meetings shall constitute a resignation from the panel unless a written explanation of the absences with a written request to continue service on the panel is received by the director within thirty (30) days after the second absence of a panel member from a scheduled panel meeting. Nonattendance at more than four (4) scheduled panel meetings in any two (2) consecutive years may constitute, at the discretion of the director, a resignation from the panel.

AUTHORITY: section 340.335-340.405, RSMo Supp. 2007. Emergency rule filed July 14, 2008, effective July 24, 2008, expires Feb. 26, 2009.

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

EMERGENCY AMENDMENT

7 CSR 10-25.020 Overdimension and Overweight Permits. The Missouri Highways and Transportation Commission is amending subsections (1)(G), (10)(B), (11)(B), (11)(C), (11)(D), (11)(G), and (15)(H); adding new subsection (10)(C); and renumbering subsections (10)(C) through 10(G).

PURPOSE: This proposed emergency amendment will increase the permissible weights on tandem and quadrum axle groups and increase the gross weight permissible on certain configurations.

EMERGENCY STATEMENT: This amendment is necessary to provide immediate economic relief to the transportation industry and allow the efficient movement of goods in and through the central United States by providing more uniformity in an intra and interstate capacity.

History: Trucks are the major transportation means for shipping cargo and the lack of uniformity among states is a major roadblock to the efficient movement of permitted loads. Missouri is a barrier by being one (1) of the most restrictive states in how much weight is allowed to be permitted. Currently, motor carriers that must, on a regular basis, haul loads that are heavier than what this rule allows are required to travel around Missouri, resulting in substantial expense for the motor carrier and substantial loss of revenue for the state of Missouri. A direct loss in economic development for Missouri occurs when companies choose to locate in states that allow the heavier weights.

Recent Developments: The Missouri Department of Transportation (MoDOT) initiated the resurrection of the American Association of State Highway and Transportation Officials (AASHTO) Mississippi Valley Committee on Highway Transport in 2007 as a means to address industry concerns and uniformity in the Mississippi Valley region. Industry, representatives and associations agreed that one (1) of the biggest hurdles the motor carrier faces is uniformity in permissible weights and asked each state within the region to provide much needed economic relief by updating permissible weight limits to mirror the majority of other states. Missouri has been working to address this issue since the 2007 meeting.

MoDOT's Bridge Division conducted an in-depth bridge analysis from September 2007 to March 2008. A final version of the bridge analysis report was completed March 6, 2008. The Motor Carrier Services Division found in its review of the final bridge analysis report that by increasing the total axle spacing required on some vehicle configurations, permissible weight limits could be increased with minimal impact to Missouri's infrastructure and motorist safety. By increasing the total axle spacing, weight is distributed more evenly on the vehicle and there is a reduction of weight points. This more even distribution of weight will thereby allow certain bridges that have weight limitations to have such limitations increased with no, or very minimal, impact on the overall safety of the structure and the vehicles using that structure. The Motor Carrier Services Division, from April to July 2008, met with motor carriers, worked to develop the specifications necessary for such increase in permissible weight limits for particular structures, and drafted the necessary proposed amendments to this rule.

Compelling Governmental Interest for this Emergency Amendment: Due to the current status of the economy, rising fuel, insurance and other costs associated with the trucking industry and additional burden felt by consumers, Missouri needs to provide whatever assistance available to ease the burden to the motor carrier industry and provide for the efficient movement of goods. In order for Missouri to develop economically, it must become an appealing prospect for new and expanding businesses. This will only be achieved by being receptive to industry's needs and proactively seeking to remain a leader in the field of transportation.

Proposed Permanent Amended Rule Filed: Also, the Missouri Highways and Transportation Commission (MHTC) is filing a proposed permanent amended administrative rule regarding this same subject, with the Secretary of State's Office and the Joint Committee on Administrative Rules, which will appear in the August 15, 2008 Missouri Register but is not intended to become effective until February 28, 2009. Because of the lengthy delay in the effective date of the proposed permanent amended administrative rule, this emergency amendment is limited to the economic concerns creating the emergency and is being filed to address such concerns until the proposed amendment becomes effective and complies with the protections extended in the Missouri and United States Constitutions. It is limited to establishing permissible weights on tandem and quadrum axle groups and increase the gross weight permissible on certain configurations. No other changes are proposed.

Fairness to All Interested Parties and Support from Industry: MHTC believes this emergency amendment is fair to all interested persons and parties under the circumstances. On April 29, 2008, staff met with members of the motor carrier industry along with rep-

resentatives from the Missouri Motor Carrier's Association. The group discussed the current rule and the proposed amendments to revise the permissible weights.

Effective Date and Duration: MHTC filed this emergency amendment on July 7, 2008, which becomes effective on September 2, 2008, expires on February 28, 2009.

(1) General Regulations for Overdimension/Overweight Permits.
(G) Permits may specify maximum and minimum speeds to reduce hazards or control impact factors on pavement or structures **and may specify lane restrictions while crossing structures to provide for better load distribution to the structural members of that structure.** Power units shall have sufficient weight and power to handle the load safely and maintain reasonable speeds.

(10) Regulations for Overdimension Permits. In addition to the regulations in sections (7), (9), (13), (14), (15), and (16); the following applies to all overdimension permits:

(B) The following Missouri and Mississippi River bridges may be used for the movement of loads in excess of ten feet six inches (10'6") in width. If the load exceeds one-half (1/2) the width of the roadway on the two (2)-lane bridges, a flagger shall be used to stop all oncoming traffic at the far end of the structure before the vehicle and load can proceed across. No movement will be allowed where flagging is necessary between the hours of 6:30 to 9:00 a.m. and 3:00 to 6:00 p.m.

MISSOURI RIVER BRIDGES

Location	Route	Roadway Width
Brownville, NE	U.S. 136	22'6"
Rulo, NE	U.S. 159	20'0"
St. Joseph	U.S. 36	Dual Bridges
Atchison, KS	U.S. 59	24'0"
Leavenworth, KS	MO 92	26'0"
Waverly	U.S. 24/ U.S. 65	44'0"
Miami	MO 41	23'0"
Boonville	MO 5/ U.S. 40	40'0"
Glasgow	MO 240	20'3"
Rocheport	I-70	Dual Lanes
Jefferson City	U.S. 63/ U.S. 54	Dual Bridges
Hermann	MO 19	44'0"
Washington	MO 47	22'0"
Lexington	MO 13	Dual Lanes
Kansas City Area		
Platte County (KCI)	I-435	Dual Bridges
Riverside	I-635	Dual Lanes
Fairfax	U.S. 69	Dual Bridges
Broadway	U.S. 169	Dual Lanes
Heart of America	MO 9	Dual Lanes
Paseo	I-29/I-35	Dual Lanes
Randolph	I-435	Dual Lanes
Liberty (Courtney)	MO 291	Dual Bridges
St. Louis Area		
Weldon Springs	40/61 (I-64)	Dual Bridges
Blanchette	I-70	Dual Bridges
St. Charles		
(Discovery Br)	MO 370	Dual Bridges
St. Charles		
(West Alton)	U.S. 67	Dual Bridges
Page Avenue	MO 364	Dual Bridges

MISSISSIPPI RIVER BRIDGES

Location	Route	Roadway Width
Hannibal	I-72/U.S. 36	Dual Lanes
Louisiana	U.S. 54	20'0"
Quincy, IL	U.S. 24	Dual Bridges
Alton, IL	U.S. 67	Dual Lanes
Louisiana	U.S. 54	20'0"
St. Louis City (Chain of Rocks)	I-270	Dual Lanes
St. Louis (Jefferson Barracks)	I-255	Dual Bridges
Chester, IL	MO 51	22'0"
Cape Girardeau	MO 74	Dual Lanes
Cairo, IL	I-57	Dual Lanes
Caruthersville	I-155	Dual Lanes

(C) Permit movements on Mississippi River, Missouri River, and Lake of the Ozarks bridges are permanently restricted as designated below.

No overweight or overdimension permit movement on the following Mississippi River Bridges:

Location	Route
St. Louis City (Poplar Street)	I-70/I-55/I-64
St. Louis City (MLK)	MO 799
Cairo, IL	U.S. 60/U.S. 62

No overweight permit movement [exceeding 10'6" in width] on the following Missouri River Bridges:

Location	Route
[Hermann] Miami	[MO 19] MO 41
Glascow	MO 240
Washington	MO 47

No overweight permit movement on the following Lake of the Ozarks Bridge:

Location	Route
Hurricane Deck	MO 5

[(C)](D) Overlength permits shall be limited to a nonreducible vehicle and load with an overall length for a single unit not exceeding sixty feet (60') and for combination units not exceeding one hundred fifty feet (150'). Steering mechanisms may be required on rear axles of combination units.

[(D)](E) Overheight permits for all movements will be limited to a nonreducible combination of vehicle and load height not exceeding the vertical clearance of the structures on the most feasible direct route between origin and destination. Arrangements for the raising or removal of overhead lines will be the responsibility of the permittee. It is also the responsibility of the permittee to check all structures and overhead wires for clearances before movement.

[(E)](F) The movement of noncommercial buildings exceeding routine special permit dimension limitations will be determined on an individual basis dependent on building size, roadway and structure width and clearances, traffic volumes, and other applicable factors. Permits for movement of such buildings shall be issued by the district offices (see section (16)).

[(F)](G) Movement of farm products (hay) up to, but not exceeding, fourteen feet (14') in width will be allowed by permit. These movements must comply with all existing Missouri overdimension and overweight permit regulations except reference to reducible loads in subsection (1)(B) shall not apply. The hauling unit must be properly insured and licensed.

[(G)](H) Night movement for hauling hay up to fourteen feet (14') in width will be allowed by single trip permit. This movement will require a front and a rear escort on all two (2)-lane and multi-lane undivided highways. A rear escort is required on interstate and other dual lane divided highways. Oversize load signs are required and shall be lighted or reflectorized. Clearance lights in lieu of flags shall be mounted at extreme ends or load projections when moving after daylight hours and/or when visibility is less than five hundred feet (500'). Continuous, uninterrupted two-way communication is required between the power unit and all escort vehicles. Movement is restricted for urban and tourist areas as outlined in subsections (9)(D) and (9)(E). Movement is restricted for holiday periods as outlined in subsection (1)(I).

(11) Regulations for Routine Overweight Permits. The following regulations apply to permit moves to transport nonreducible and nondivisible loads. See section (15) for super heavy and large load movement:

(B) Axles included in booster axle, tandem axle, triple axle, or quadrum axle groups on all hauling units shall be equipped with dual wheels or equivalent tread width. When configuring trailers for hauling units with seven (7) or more axles, conventional axles or booster axles may be used for the addition of the single axle, [or] tandem axle, or triple axle groups that may be placed at the end of the trailer. Definitions—

1. The term "axle" shall mean a common axis of rotation of one or more wheels whether power-driven or freely rotating, and regardless of the number of wheels carried thereon;

2. The term "axle group" shall mean an assembly of two (2) or more consecutive axles considered together in determining their combined load effect on pavement or structures. Axle groups must have a common equalization system which will equalize the load between or among axles in both static and dynamic conditions. Any combination of mechanically equalized axles with either air suspension or any other suspension system used to form axle groups is not allowed;

3. The term "spread axles" shall mean two (2) axles which are more than ninety-six inches (96") apart and are considered single axles;

4. The term "tandem axle" shall mean a group of two (2) or more axles arranged one (1) behind another, where the distance between the extreme centers is more than forty inches (40") and not more than ninety-six inches (96") apart;

5. The term "triple axle or tridem" shall mean a group of three (3) axles which are fully equalized automatically or mechanically and the distance between the centers of the extreme is more than ninety-six inches (96") and not more than one hundred forty-four inches (144");

6. The term "quadrum axle" shall mean a group of four (4) axles which are fully equalized automatically or mechanically, the distance between each of the four (4) axles is evenly spaced, and the distance between the centers of the extreme is not more than one hundred ninety-two inches (192");

7. The term "lift axle" shall mean any axle designed with the capabilities of manipulation or adjustment of the weight on it or the axle group by use of manual valve(s). Under no circumstances will "lift axles" be recognized in weight computations. An additional axle may be added to an existing axle group provided—

A. All axles have a common equalization system;

B. All equalization is accomplished with automatic valves; and

C. Axle lifting mechanism is located outside the cab, not

readily accessible to driver; and

8. The term “booster axle” shall mean an extension of a hauling unit which when attached to the trailer adds a single axle, **tandem**, or *[tandem] triple* axle group. To be acceptable, a booster axle must connect to the vehicle frame in such a manner as to equalize the load between axles;

(C) The allowable combination configurations for overweight special permits are as follows:

5-Axle Configurations

Single-Tandem-Tandem (1-2-2)

Single-Tandem-Spread (1-2-2)

Minimum distance between the centers of the first and last axles is fifty-one feet (51').

Maximum gross weight allowed on a 5-axle configuration is *[ninety-two thousand (92,000)] one hundred four thousand (104,000)* pounds.

6-Axle Configurations

Single-Tandem-Triple (1-2-3)

Single-Triple-Tandem (1-3-2)

Minimum distance between the centers of the first and last axle is *[forty-three feet (43')] fifty-one feet (51')*.

Maximum gross weight allowed on a 6-axle configuration is *[one hundred twelve thousand] one hundred twenty thousand (120,000)* pounds *[112,000]*.

Configuration lengths from forty-three feet (43') up to fifty-one feet (51') will be allowed provided that the maximum gross weight on these configurations does not exceed one hundred twelve thousand (112,000) pounds. When the configuration length is at least forty-three feet (43') but less than fifty-one feet (51'), the maximum gross weight on any tandem axle grouping shall be forty thousand (40,000) pounds and the maximum gross weight on any tridem axle grouping shall be sixty thousand (60,000) pounds.

7-Axle Configurations

Single-Triple-Triple (1-3-3) (Routine Configuration)

Single-Tandem-Quad (1-2-4) (Alternative Configuration)

Single-Tandem-Triple-Single (1-2-3-1)

Single-Triple-Tandem-Single (1-3-2-1)

Single-Tandem-Tandem-Tandem (1-2-2-2)

Minimum distance between the centers of the first and last axles is fifty-five feet (55') for the routine configuration, seventy-five feet (75') for the alternative configuration, and sixty-nine feet (69') for all other configurations.

The following axle group spacing limitation will apply to all of the configurations as shown above, but will not apply to the steering axle. A minimum distance of fourteen feet (14') shall be required between centers of adjacent axles on consecutive tandem, triple, and quad axle groupings and on single axles used in combination with these groupings.

Maximum gross weight allowed on a 7-axle configuration is *[one hundred twelve thousand (112,000)] one hundred thirty thousand (130,000)* pounds for the alternative configuration, *[and] one hundred thirty-two thousand (132,000) pounds for the routine configuration, one hundred thirty-eight thousand (138,000) pounds for the 1-2-3-1 and 1-3-2-1 configurations, and [one hundred thirty-two thousand (132,000)] one hundred fifty thousand (150,000) pounds for [all other] the 1-2-2-2 configuration/s*.

8-Axle Configurations

Single-Triple-Quad (1-3-4) (Routine Configuration)

Single-Tandem-Tandem-Triple (1-2-2-3)

Single-Triple-Triple-Single (1-3-3-1)

Single-Triple-Tandem-Tandem (1-3-2-2)

Single-Tandem-Triple-Tandem (1-2-3-2)

Minimum distance between the centers of the first and last axle is sixty-one feet (61') for the routine configuration and seventy-five feet

(75') for all other configurations.

The following axle group spacing limitation will apply to all of the configurations as shown above, but will not apply to the steering axle. A minimum distance of fourteen feet (14') shall be required between centers of adjacent axles on consecutive tandem, triple, and quad axle groupings and on single axles used in combination with these groupings.

Maximum gross weight allowed on an 8-axle configuration is *[one hundred thirty-two thousand (132,000)] one hundred forty-four thousand (144,000)* pounds for the routine configuration and *[one hundred fifty-two thousand (152,000)] one hundred sixty thousand (160,000)* pounds for all other configurations.

9-Axle Configurations

Single-Triple-Tandem-Triple (1-3-2-3) (Routine Configuration)

Single-Quad-Quad (1-4-4) (Alternative Configuration)

Single-Tandem-Triple-Triple (1-2-3-3)

Single-Triple-Quad-Single (1-3-4-1)

Single-Triple-Triple-Tandem (1-3-3-2)

Single-Tandem-Tandem-Tandem-Tandem (1-2-2-2-2)

Minimum distance between the centers of the first and last axle is seventy-five feet (75') for all configurations. The following axle group spacing limitation will apply to all of the configurations as shown above except for the alternative configuration, but will not apply to the steering axle. A minimum of fourteen feet (14') shall be required between centers of adjacent axles on consecutive tandem, triple, and quad axle groupings and on single axles used in combination with these groupings. When the alternative configuration is used, a minimum distance of thirty feet (30') shall be required between centers of adjacent axles on the consecutive quad axle groupings.

Maximum gross weight allowed on a 9-axle configuration is *[one hundred thirty-two thousand (132,000)] one hundred fifty-six thousand (156,000)* pounds for the alternative configuration and one hundred sixty thousand (160,000) pounds for all other configurations.

10-Axle Configurations

Single-Triple-Triple-Triple (1-3-3-3) (Routine Configuration)

Single-Tandem-Tandem-Tandem-Triple (1-2-2-2-3)

Single-Triple-Tandem-Tandem-Tandem (1-3-2-2-2)

Single-Tandem-Triple-Tandem-Tandem (1-2-3-2-2)

Single-Tandem-Tandem-Triple-Tandem (1-2-2-3-2)

The minimum distance between the centers of the first and last axle is eighty-five feet (85') for all configurations.

The following axle group spacing limitation will apply to all of the configurations as shown above except for the routine configuration, but will not apply to the steering axle.

A minimum of fourteen feet (14') shall be required between centers of adjacent axles on consecutive tandem and triple axle groupings. When the routine configuration is used, a minimum distance of twenty feet (20') shall be required between centers of adjacent axles on the consecutive triple axle groupings.

When possible, the distribution of the loading to the various axle groupings should be done in a manner to equalize the loadings to all of the axles on the entire configuration. When full equalization between the axles on the configuration is not possible, the gross weight variation between the individual axles (excluding the steering axle) on the entire configuration shall not be more than twenty-five percent (25%).

The maximum gross weight allowed on a 10-axle configuration is one hundred sixty thousand (160,000) pounds.

11-Axle Configurations

Single-Tandem-Tandem-Triple-Triple (1-2-2-3-3)

Single-Tandem-Triple-Tandem-Triple (1-2-3-2-3)

Single-Triple-Tandem-Tandem-Triple (1-3-2-2-3)

Single-Triple-Triple-Tandem-Tandem (1-3-3-2-2)

Single-Triple-Tandem-Triple-Tandem (1-3-2-3-2)

Single-Tandem-Triple-Triple-Tandem (1-2-3-3-2)

The minimum distance between the centers of the first and last axle is eighty-five feet (85') for all configurations.

The following axle group spacing limitation will apply to all of the configurations as shown above, but will not apply to the steering axle. A minimum distance of fourteen feet (14') shall be required between centers of adjacent axles on consecutive tandem and triple axle groupings.

When possible, the distribution of the loading to the various axle groupings should be done in a manner to equalize the loadings to all of the axles on the entire configuration.

When full equalization between the axles on the configuration is not possible, the gross weight variation between the individual axles (excluding the steering axle) on the entire configuration shall not be more than twenty-five percent (25%).

The maximum gross weight allowed on an 11-axle configuration is one hundred sixty thousand (160,000) pounds.

12-Axle Configurations

Single-Tandem-Triple-Triple-Triple (1-2-3-3-3)

Single-Triple-Tandem-Triple-Triple (1-3-2-3-3)

Single-Triple-Triple-Tandem-Triple (1-3-3-2-3)

Single-Triple-Triple-Triple-Tandem (1-3-3-3-2)

The minimum distance between the centers of the first and last axle is eighty-five feet (85') for all configurations.

The following axle group spacing limitation will apply to all of the configurations as shown above, but will not apply to the steering axle. A minimum distance of fourteen feet (14') shall be required between centers of adjacent axles on consecutive tandem and triple axle groupings.

When possible, the distribution of the loading to the various axle groupings should be done in a manner to equalize the loadings to all of the axles on the configuration.

When full equalization between the axles on the configuration is not possible, the gross weight variation between the individual axles (excluding the steering axle) on the entire configuration shall not be more than twenty-five percent (25%).

The maximum gross weight allowed on a 12-axle configuration is one hundred sixty thousand (160,000) pounds.

(D) The maximum allowable axle weights for permits are as follows:

1. Single axle—twenty thousand (20,000) pounds;

2. Tandem axle group—~~forty thousand (40,000)]~~ **forty-six thousand (46,000)** pounds, but not more than ~~twenty-one thousand (21,000)]~~ **twenty-four thousand (24,000)** pounds for any one (1) axle of a multi-axle group;

3. Triple axle group—sixty thousand (60,000) pounds, but not more than twenty-one thousand (21,000) pounds for any one (1) axle of a multi-axle group;

4. Quadrum axle group—~~sixty thousand (60,000)]~~ **seventy-two thousand (72,000)** pounds, but not more than ~~sixteen thousand (16,000)]~~ **nineteen thousand (19,000)** pounds for any one (1) axle of a quadrum axle group; and

(G) The maximum allowable gross weight in pounds **for specialized equipment** shall be determined by the number of axles and the distance between the external axles as indicated in the following chart:

GROSS WEIGHT TABLE
Specialized Equipment 2, 3, 4, 5, 6 Axles

Feet	Legal Wt. 2 Axle	Permit Max. 2 Axle	Legal Wt. 3 Axle	Permit Max. 3 Axle	Legal Wt. 4 Axle	Permit Max. 4 Axle	Legal Wt. 5 Axle	Permit Max. 5 Axle	Legal Wt. 6 Axle	Permit Max. 6 Axle
4	34,000	40,000								
8	34,000	40,000	34,000	42,500						
9	39,000	40,000	42,500	53,125						
10	40,000	40,000	43,500	54,375						
11			44,000	55,000						
12			45,000	56,250	50,000	62,500				
13			45,500	56,875	50,500	63,125				
14			46,500	58,125	51,500	64,375				
15			47,000	58,750	52,000	65,000				
16			48,000	60,000	52,500	65,625	58,000	72,500		
17			48,500		53,500	66,875	58,500	73,125		
18			49,500		54,000	67,500	59,000	73,750		
19			50,000		54,500	68,125	60,000	75,000		
20			51,000		55,500	69,375	60,500	75,625	66,000	85,260
21			51,500		56,000	70,000	61,000	76,250	66,500	86,840
22			52,500		56,500	70,625	61,500	76,875	67,000	88,420
23			53,000		57,500	71,875	62,500	78,125	68,000	90,000
24			54,000		58,000	72,500	63,000	78,750	68,500	91,500
25			54,500		58,500	73,125	63,500	79,375	69,000	93,160
26			55,500		59,500	74,375	64,000	80,000	69,500	94,740
27			56,000		60,000	75,000	65,000	81,250	70,000	96,320
28			57,000		60,500	75,625	65,500	81,875	71,000	97,900
29			57,500		61,500	76,875	66,000	82,500	71,500	99,480
30			58,500		62,000	77,500	66,500	83,125	72,000	101,050
31			59,000		62,500	78,125	67,500	84,375	72,500	102,630
32			60,000		63,500	79,375	68,000	85,000	73,000	104,210
33					64,000	80,000	68,500	85,625	74,000	105,790
34					64,500		69,000	86,250	74,500	107,370
35					65,500		70,000	87,500	75,000	108,950
36					66,000		70,500	88,125	75,500	110,530
37					66,500		71,000	88,750	76,000	112,110
38					67,500		72,000	90,000	77,000	113,680
39					68,000		72,500	90,625	77,500	115,260
40					68,500		73,000	91,250	78,000	116,890
41					69,500		73,500	91,875	78,500	118,420
42					70,000		74,000	92,500	79,000	120,000
43					70,500		75,000	93,750	80,000	
44					71,500		75,500	94,375		
45					72,000		76,000	95,000		
46					72,500		76,500	95,625		
47					73,500		77,500	96,875		
48					74,000		78,000	97,500		
49					74,500		78,500	98,125		
50					75,500		79,000	98,750		
51					76,000		80,000	100,000		
52					76,500					
53					77,500					
54					78,000					
55					78,500					
56					79,500					
57					80,000					

GROSS WEIGHT TABLE
Specialized Equipment with 7, 8, 9 Axles

Feet	Legal Wt. 7 Axle	Permit Max. 7 Axle	Legal Wt. 8 Axle	Permit Max. 8 Axle	Legal Wt. 9 Axle	Permit Max. 9 Axle
24	74,000	92,800				
25	74,500	94,400				
26	75,000	96,000				
27	75,500	97,600				
28	76,500	99,200				
29	77,000	100,800				
30	77,500	102,400				
31	78,000	104,000				
32	78,500	105,000				
33	79,000	107,200				
34	80,000	108,800		108,800		
35		110,400		110,400		
36		112,000		112,000		
37		113,600		113,600		
38		115,200		115,200		
39		116,800		116,800		
40		118,400		118,400		
41		120,000		120,000		
42		121,600		121,600		
43		123,200		123,200		123,200
44		124,800		124,800		124,800
45		126,400		126,400		126,400
46		128,000		128,000		128,000
47		129,600		129,600		129,600
48		131,200		131,200		131,200
49		132,800		132,800		132,800
50		134,400		134,400		134,400
51		135,520		136,000		136,000
52		136,640		137,600		137,600
53		137,760		139,200		139,200
54		138,880		140,800		140,800
55		140,000		142,400		142,400
56				144,000		144,000
57				144,800		144,800
58				145,600		145,600
59				146,400		146,400
60				147,200		147,200
61				148,000		148,000
62				148,800		148,800
63				149,600		149,600
64				150,000		150,000
65				151,200		151,200
66				152,000		152,000

If the specialized equipment exceeds the:

1. Allowable weight on an axle or axle group;
 2. Gross weight for the number of axles; or
 3. Does not meet the required axle spacings for the number of axles;
- the permit request will be considered according to the rules of section (15).

(15) Super Heavy and Large Load Movement. Loads in excess of routine permit limits will be considered according to the following regulations when air, rail, or water terminal points are not available:

(H) Generally the maximum weight allowed on any single axle ~~will~~ **shall** be twenty-two thousand four hundred (22,400) pounds for all moves classified under this section. All axles on the hauling unit must be load carrying with a maximum degree of equalization. The Missouri Department of Transportation shall determine whether or not the hauling unit, number of axles and axle arrangements are acceptable. In all cases the maximum axle loads, gross weight, and overall dimensions allowed will be determined by the Missouri Department of Transportation according to section 304.200 of the *Missouri Revised Statutes* and/or the load carrying capacity of the roadway and structures on the proposed route.

AUTHORITY: section 304.200, RSMo Supp. [2004] 2007. This rule was previously filed as 7 CSR 10-2.010. Original rule filed July 12, 2005, effective Feb. 28, 2006. Emergency amendment filed July 7, 2008, effective Sept. 2, 2008, expires Feb. 28, 2009. A proposed amendment covering this same material is published in this issue of the Missouri Register.

The Secretary of State shall publish all executive orders beginning January 1, 2003, pursuant to section 536.035.2, RSMo Supp. 2007.

EXECUTIVE ORDER 08-22

WHEREAS, Section 105.454(5), RSMo, requires the Governor to designate those members of his staff who have supervisory authority over each department, division or agency of the state government.

NOW, THEREFORE, I, MATT BLUNT, GOVERNOR OF MISSOURI, by virtue of the authority vested in me by the Constitution and laws of the State of Missouri, do hereby designate the following members of my staff as having supervisory authority over the following departments, divisions or agencies:

Office of Administration	Trish Vincent
Department of Agriculture	Trish Vincent
Department of Conservation	Trish Vincent
Department of Corrections	Lowell Pearson
Department of Economic Development	John Russell
Department of Elementary and Secondary Education	Trish Vincent
Department of Health and Senior Services	Trish Vincent
Department of Higher Education	Trish Vincent
Department of Insurance	Jody Larison
Department of Labor and Industrial Relations	Jody Larison
Department of Mental Health	Trish Vincent
Department of Natural Resources	Adam Gresham
Department of Public Safety	Adam Gresham
Department of Revenue	Lowell Pearson
Department of Social Services	Trish Vincent
Department of Transportation	Adam Gresham
Missouri Housing Development Commission	Adam Gresham
Boards Assigned to the Governor	Trish Vincent
Unassigned Boards and Commissions	Trish Vincent



IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 3rd day of July, 2008.

Matt Blunt
Governor

ATTEST:

Robin Carnahan
Secretary of State

**EXECUTIVE ORDER
08-23**

WHEREAS, the severe storms and subsequent flooding that began on June 1, 2008, created a condition of distress and hazards to the safety and welfare of the citizens of the state of Missouri beyond the capabilities of some local jurisdictions and other established agencies; and

WHEREAS, Executive Order 08-21 was issued on June 20, 2008, authorizing the Director of the Missouri Department of Natural Resources to waive or suspend temporarily the operation of statutory or administrative rules or regulations in order to expedite the cleanup and recovery process; and

WHEREAS, in response to Executive Order 08-21, the Director of the Missouri Department of Natural Resources issued a waiver on June 23, 2008, suspending specific solid waste regulations to address wastes generated by the severe storm systems and flooding; and

WHEREAS, several communities in the state of Missouri continue to clear debris caused by the severe flooding.

NOW, THEREFORE, I, MATT BLUNT, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and laws of the State of Missouri, hereby extend the order contained in Executive Order 08-21 through July 31, 2008, for the purpose of continuing the cleanup efforts following flooding in the affected Missouri communities.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 11th day of July, 2008.



Matt Blunt
Governor

ATTEST:



Robin Carnahan
Secretary of State

**EXECUTIVE ORDER
08-24**

Whereas, the severe weather that began on June 1, 2008, created a condition of distress and hazard to the safety, welfare, and property of the citizens of the state of Missouri beyond the capabilities of some local and other established agencies; and

Whereas, Executive Order 08-19 was issued on June 11, 2008, authorizing the Adjutant General of the State of Missouri, or his designee, to forthwith 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 take such action and employ such equipment as may be necessary in support of civilian authorities, and provide such assistance as may be authorized and directed by the Governor of this state; and

Whereas, Executive Order 08-20 was issued on June 11, 2008, declaring a State of Emergency within the state of Missouri; and

Whereas, many communities throughout the state continue to be heavily involved in disaster response and recovery actions associated with those severe storms; and

Whereas, the resources and support of all state departments and agencies are still needed in those response and recovery efforts; and

Whereas, Executive Orders 08-19 and 08-20 expired on July 11, 2008; and

Now, Therefore, I, Matt Blunt, Governor of the State of Missouri, by virtue of the authority vested in me by the Constitution and laws of the State of Missouri, hereby extend the declaration of emergency contained in Executive Order 08-20 and the terms of Executive Order 08-19 through August 11, 2008, for the purpose of continuing the state's support of on-going response and recovery operations in the Missouri communities affected by the June 2008 severe storms and flooding.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 11th day of July, 2008.



Matt Blunt
Governor

ATTEST:



Robin Carnahan
Secretary of State