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SALUS POPULI SUPREMA LEX ESTO

*"The welfare of the people shall be the supreme law."*



JASON KANDER  
SECRETARY OF STATE

MISSOURI  
REGISTER

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Documents will be accepted for filing on all regular workdays from 8:00 a.m. until 5:00 p.m. We encourage early filings to facilitate the timely publication of the *Missouri Register*. Orders of Rulemaking appearing in the *Missouri Register* will be published in the *Code of State Regulations* and become effective as listed in the chart above. Advance notice of large volume filings will facilitate their timely publication. We reserve the right to change the schedule due to special circumstances. Please check the latest publication to verify that no changes have been made in this schedule. To review the entire year's schedule, please check out the website at <http://www.sos.mo.gov/adrules/pubsched.asp>

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## HOW TO CITE RULES AND RSMo

**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.

**R**ules 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.

**R**ules 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.

**A**ll 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 11—DEPARTMENT OF PUBLIC SAFETY  
Division 30—Office of the Director  
Chapter 14—Approval of Accrediting Organizations for  
Crime Laboratories**

**EMERGENCY RULE**

**11 CSR 30-14.010 Approval of Accrediting Organizations for  
Crime Laboratories**

*PURPOSE: This emergency rule identifies those accrediting organizations approved by the department to accredit crime laboratories that provide reports or testimony in state court pertaining to the forensic analysis of evidence. The department is required to promulgate a rule identifying approved accrediting bodies under section 650.060.4, RSMo.*

*EMERGENCY STATEMENT: This emergency rule sets out the standards for a crime laboratory accrediting organization to be approved by the department as required by section 650.060.4, RSMo. The emergency nature of this rule arises from section 650.060.1, RSMo: "On or after December 31, 2012, any crime laboratory providing reports or testimony to a state court pertaining to a result of the forensic analysis of evidence shall be accredited or provisionally accredited by a laboratory accrediting organization approved by the department of public safety."*

*While crime laboratories providing these types of reports or testimony are already accredited consistent with this rule, the statute fur-*

*ther requires that the department approve the accrediting organization. To ensure that the crime laboratories providing reports and testimony in state court continue to comply with the law, this rule approving accrediting organizations must be adopted on or before December 31, 2012.*

*Further, the statute requires that the department promulgate a rule to identify approved accrediting bodies. Without a rule in place, there is a risk that crime lab evidence and testimony may be subject to legal challenges as non-compliant with state law. To avoid that result, and because there is a compelling public safety interest that crime lab evidence not be suppressed if that evidence otherwise satisfies evidentiary rules, the department is filing this emergency rule.*

*Previously, Missouri courts have held that the failure of the Department of Health and Senior Services to file a rule on blood alcohol test procedures resulted in certain blood test results being inadmissible. In *State v. Peters*, 729 S.W.2d 243 (S.D. 1987), the Southern District Court of Appeals affirmed the trial court's decision to suppress the blood test in a DWI case because the department had not approved the method for analyzing the blood sample by rule.*

*After section 650.060, RSMo, was enacted in 2008, the Missouri State Highway Patrol put forward a draft rule identifying one (1) accrediting body by name. In reviewing that draft rule over the past several months, the department determined that identifying only one (1) accrediting body by name would lead to the potential for other legitimate accrediting bodies to be excluded from the rule, whether those bodies exist now or in the future, and would result in less flexibility for crime labs if they choose to become accredited with a different accrediting body that still adhered to the standards for accrediting bodies. In addition, the department briefed the Crime Laboratory Review Commission and the crime labs on this revised approach over the last few months to verify that this approach would be acceptable to those labs that are required to be accredited—the crime labs have indicated that this approach is acceptable. The additional time necessary to revise the rule in light of these discussions makes it infeasible for the department to promulgate this rule under the normal rulemaking process without opening up the possibility that, during the pendency of the regular rulemaking process, crime lab evidence could be challenged since the rule will not yet be adopted.*

*The scope of this emergency rule is limited to the circumstances creating the emergency and complies with the protections extended in the *Missouri* and *United States Constitutions*. The department believes this emergency rule is fair to all interested persons and parties under the circumstances. This emergency rule was filed January 8, 2013, becomes effective January 18, 2013, and expires July 16, 2013.*

*The department has also filed a proposed rule that will be subject to comment. The department has shared the proposed rule with the affected crime laboratories.*

(1) "Approved accrediting organization" means an organization that is compliant with ISO/IEC 17011 "Conformity assessment—general requirements for accreditation bodies accrediting conformity assessment bodies" and accredits crime laboratories to ISO/IEC 17025 standards—"General requirements for the competence of testing and calibration laboratories"—and supplemental forensic science standards.

(2) "Crime laboratory" means a laboratory operated or supported financially by the state or any unit of city, county, or other local Missouri government that employs at least one (1) scientist who examines physical evidence in criminal matters and provides expert or opinion testimony with respect to such physical evidence in a state court of law.

(3) Each crime laboratory shall submit documentation to the department verifying its accreditation status with an approved accrediting organization no later than December 31 of each year.

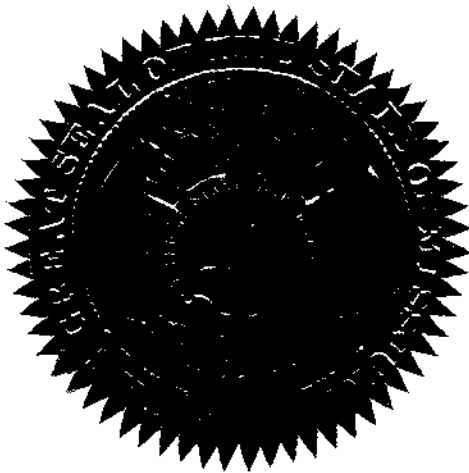
*AUTHORITY: sections 650.060 and 650.100, RSMo Supp. 2012. Emergency rule filed Jan. 8, 2013, effective Jan. 18, 2013, expires July 16, 2013. A proposed rule, which covers the same material, is published in this issue of the Missouri Register.*

**T**he Secretary of State shall publish all executive orders beginning January 1, 2003, pursuant to section 536.035.2, RSMo Supp. 2012.

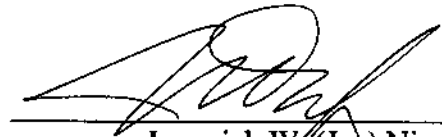
EXECUTIVE ORDER  
12-11

TO ALL DEPARTMENTS AND AGENCIES:


This is to advise that state offices located in Cole County will be closed on Monday, January 14, 2013, for the inauguration.



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 20<sup>th</sup> day of December, 2012.

  
\_\_\_\_\_  
Jeremiah W. (Jay) Nixon  
Governor

ATTEST:

  
\_\_\_\_\_  
Robin Carnahan  
Secretary of State

EXECUTIVE ORDER  
12-12

WHEREAS, Executive Order 03-17 created the Governor's Committee to End Chronic Homelessness; and

WHEREAS, the Governor's Committee to End Chronic Homelessness works to prevent and end homelessness by promoting public and private coordination and collaboration, developing new strategies to evaluate and reallocate resources, removing barriers to accessing services, evaluating unmet housing needs, providing supportive services and implementing solutions to build economic security; and

WHEREAS, Executive Order 08-38 modified the membership of the Governor's Committee to End Chronic Homelessness; and

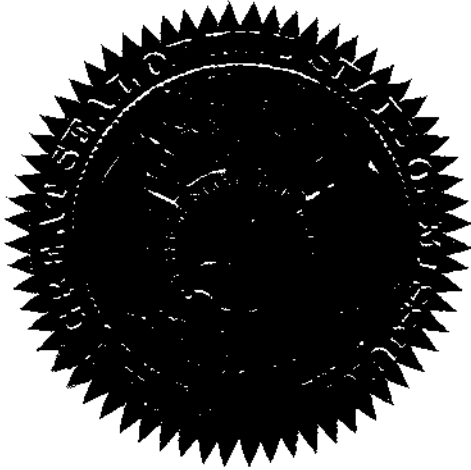
WHEREAS, the Governor's Committee to End Chronic Homelessness is set to expire on December 31, 2012; and

WHEREAS, the State of Missouri remains committed to ending homelessness so that individuals and families have access to safe, affordable housing.

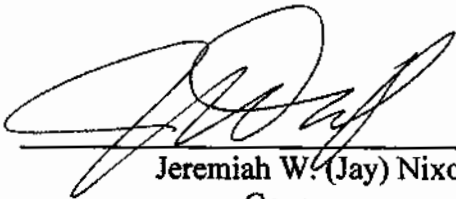
NOW, THEREFORE, I, JEREMIAH W. (JAY) NIXON, GOVERNOR OF THE STATE OF MISSOURI, by the authority vested in me by the Constitution and laws of the State of Missouri, do hereby reauthorize the Governor's Committee to End Chronic Homelessness until December 31, 2016.

All other activities, duties, responsibilities and requirements of the Governor's Committee to End Chronic Homelessness shall remain as set out in Executive Order 03-17 unless amended or modified by subsequent Order.






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 31<sup>st</sup> day of December, 2012.



---

Jeremiah W. (Jay) Nixon  
Governor

ATTEST:



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Robin Carnahan  
Secretary of State

**U**nder this heading will appear the text of proposed rules and changes. The notice of proposed rulemaking is required to contain an explanation of any new rule or any change in an existing rule and the reasons therefor. This is set out in the Purpose section with each rule. Also required is a citation to the legal authority to make rules. This appears following the text of the rule, after the word "Authority."

**E**ntirely new rules are printed without any special symbolology under the heading of proposed rule. If an existing rule is to be amended or rescinded, it will have a heading of proposed amendment or proposed rescission. Rules which are proposed to be amended will have new matter printed in boldface type and matter to be deleted placed in brackets.

**A**n important function of the *Missouri Register* is to solicit and encourage public participation in the rulemaking process. The law provides that for every proposed rule, amendment, or rescission there must be a notice that anyone may comment on the proposed action. This comment may take different forms.

**I**f an agency is required by statute to hold a public hearing before making any new rules, then a Notice of Public Hearing will appear following the text of the rule. Hearing dates must be at least thirty (30) days after publication of the notice in the *Missouri Register*. If no hearing is planned or required, the agency must give a Notice to Submit Comments. This allows anyone to file statements in support of or in opposition to the proposed action with the agency within a specified time, no less than thirty (30) days after publication of the notice in the *Missouri Register*.

**A**n agency may hold a public hearing on a rule even though not required by law to hold one. If an agency allows comments to be received following the hearing date, the close of comments date will be used as the beginning day in the ninety- (90-) day-count necessary for the filing of the order of rulemaking.

**I**f an agency decides to hold a public hearing after planning not to, it must withdraw the earlier notice and file a new notice of proposed rulemaking and schedule a hearing for a date not less than thirty (30) days from the date of publication of the new notice.

[/]/the voided permit shall be attached to the deer. Deer may be possessed and transported only by the taker until reported through the Telecheck Harvest Reporting System. All deer taken shall be accurately reported **by the taker or in the taker's immediate presence** through the Telecheck Harvest Reporting System by 10:00 p.m. on the day taken *[by the taker or in the taker's immediate presence]*. The Telecheck confirmation number shall be recorded immediately on the deer hunting permit *[as indicated on the permit]*. The deer shall remain intact or as a field-dressed carcass until the deer is reported through the Telecheck Harvest Reporting System. All deer shall be reported through the Telecheck Harvest Reporting System prior to processing or being removed from the state. **After reporting through the Telecheck Harvest Reporting System, deer may be possessed, transported, and stored by anyone when labeled with the permit or any label that includes the full name and address of the taker, date taken, and Telecheck confirmation number.**

*AUTHORITY: sections 40 and 45 of Art. IV, Mo. Const. and section 252.240, RSMo 2000. Original rule filed April 29, 2004, effective May 15, 2004. For intervening history, please consult the Code of State Regulations. Amended: Filed Dec. 19, 2012.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with Tom A. Draper, Deputy Director, Department of Conservation, PO Box 180, Jefferson City, MO 65102-0180. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

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

**PROPOSED AMENDMENT**

**3 CSR 10-7.455 Turkeys: Seasons, Methods, Limits.** The commission proposes to amend subsections (1)(A)–(1)(D) and section (2) of this rule.

*PURPOSE: This amendment adds the atlatl as an approved method for use during the spring, fall firearms, and youth turkey seasons; adds crossbows as an approved method for use during the spring and youth turkey seasons; and removes the requirement for tagging personally attended wild turkeys.*

(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. Turkeys may be taken only by shotgun, with shot no larger than No. 4, **atlatl, crossbow, or bow[,/];** 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

Proposed Amendment Text Reminder:

**Boldface text indicates new matter.**

*[Bracketed text indicates matter being deleted.]*

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

**PROPOSED AMENDMENT**

**3 CSR 10-7.431 Deer Hunting Seasons: General Provisions.** The commission proposes to amend section (9) of this rule.

*PURPOSE: This amendment simplifies requirements for tagging harvested deer.*

(9) Hunters who take a deer shall void their permit immediately by notching the month and date of harvest~~[/]~~ **and shall keep the deer separate or distinctly identifiable from deer taken or possessed by another. When the deer is not personally attended and prior to reporting through the Telecheck Harvest Reporting System,**

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. Turkeys may be taken only by shotgun, with shot no larger than No. 4, **atlatl**, or bow<sup>/,;</sup>; 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, Pemisicot, 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 bow on his/her person with the following exceptions (Firearms possessed under these exceptions may not be used to take wildlife while hunting with a bow. Proof of this exception must be carried while hunting.):

1. Any person who has been issued a concealed carry endorsement on a driver license or non-driver license and such endorsement or license has not been suspended, revoked, canceled, or denied may carry concealed firearms on or about his/her person while hunting; and

2. Any qualified law enforcement officer or qualified retired law enforcement officer as defined in the Federal Law Enforcement Officers Safety Act (18 USC 926B or 18 USC 926C) may carry concealed firearms on or about his/her person while hunting.

(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 bows and atlatl; 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. **Possession of electronic calls is prohibited while hunting turkeys.** 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 with the following exceptions (Firearms possessed under these exceptions may not be used to take wildlife while hunting with a bow. Proof of this exception must be carried while hunting.):

1. Any person who has been issued a concealed carry endorsement on a driver license or non-driver license and such endorsement or license has not been suspended, revoked, canceled, or denied may carry concealed firearms on or about his/her person while hunting; and

2. Any qualified law enforcement officer or qualified retired law enforcement officer as defined in the Federal Law Enforcement Officers Safety Act (18 USC 926B or 18 USC 926C) may carry concealed firearms on or about his/her person while hunting. *[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. Any person possessing 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, **atlatl**, **crossbow**, or bow<sup>/,;</sup>; without the use of dogs, bait, electronic calls, or live decoys<sup>/,;</sup>; from one-half (1/2) hour before sunrise to sunset. Possession of electronic calls or shotshells loaded with shot larger than No. 4 is prohibited while hunting turkeys.

(2) Hunters who take a turkey shall void their permit immediately by notching the month and date of harvest<sup>/,;</sup> **and shall keep the turkey separate or distinctly identifiable from turkeys taken or possessed by another. When the turkey is not personally attended and prior to reporting through the Telecheck Harvest Reporting System, [T]the voided permit shall be attached to the turkey.** Turkeys may be possessed and transported only by the taker until reported through the Telecheck Harvest Reporting System. All turkeys taken shall be accurately reported **by the taker or in the taker's immediate presence** through the Telecheck Harvest Reporting System by 10:00 p.m. on the day taken *[by the taker or in the taker's immediate presence]*. The Telecheck confirmation number shall be recorded immediately on the turkey hunting permit *[as indicated on the permit]*. The head and plumage of the turkey shall remain intact until the turkey is reported through the Telecheck Harvest Reporting System. All turkeys shall be reported through the Telecheck Harvest Reporting System prior to processing or being removed from the state. **After reporting through the Telecheck Harvest Reporting System, turkeys may be possessed, transported, and stored by anyone when labeled with the permit or any label that includes the full name and address of the taker, date taken, and Telecheck confirmation number.**

*AUTHORITY: sections 40 and 45 of Art. IV, Mo. Const. and section 252.240, RSMo 2000. Original rule filed Dec. 15, 1975, effective Dec. 31, 1975. For intervening history, please consult the Code of State Regulations. Amended: Filed Dec. 19, 2012.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with Tom A. Draper, Deputy Director, Department of Conservation, PO Box 180, Jefferson City, MO 65102-0180. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

**Title 11—DEPARTMENT OF PUBLIC SAFETY  
Division 30—Office of the Director  
Chapter 14—Approval of Accrediting Organizations for  
Crime Laboratories**

**PROPOSED RULE**

**11 CSR 30-14.010 Approval of Accrediting Organizations for  
Crime Laboratories**

*PURPOSE: This rule identifies those accrediting organizations approved by the department to accredit crime laboratories that provide reports or testimony in state court pertaining to the forensic analysis of evidence. The department is required to promulgate a rule identifying approved accrediting bodies under section 650.060.4, RSMo.*

(1) "Approved accrediting organization" means an organization that is compliant with ISO/IEC 17011 "Conformity assessment—general requirements for accreditation bodies accrediting conformity assessment bodies" and accredits crime laboratories to ISO/IEC 17025 standards—"General requirements for the competence of testing and calibration laboratories"—and supplemental forensic science standards.

(2) "Crime laboratory" means a laboratory operated or supported financially by the state or any unit of city, county, or other local Missouri government that employs at least one (1) scientist who examines physical evidence in criminal matters and provides expert or opinion testimony with respect to such physical evidence in a state court of law.

(3) Each crime laboratory shall submit documentation to the department verifying its accreditation status with an approved accrediting organization no later than December 31 of each year.

*AUTHORITY: sections 650.060 and 650.100, RSMo Supp. 2012. Emergency rule filed Jan. 8, 2013, effective Jan. 18, 2013, expires July 16, 2013. Original rule filed Dec. 21, 2012.*

*PUBLIC COST: This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Missouri Department of Public Safety, Director's Office, attention James Klahr, PO Box 749, Jefferson City, MO 65102 or to james.klahr@dps.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*

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

**T**he agency is also required to make a brief summary of the general nature and extent of comments submitted in support of or opposition to the proposed rule and a concise summary of the testimony presented at the hearing, if any, held in connection with the rulemaking, together with a concise summary of the agency's findings with respect to the merits of any such testimony or comments which are opposed in whole or in part to the proposed rule. The ninety-(90-) day period during which an agency shall file its Order of Rulemaking for publication in the *Missouri Register* begins either: 1) after the hearing on the Proposed Rulemaking is held; or 2) at the end of the time for submission of comments to the agency. During this period, the agency shall file with the secretary of state the order of rulemaking, either putting the proposed rule into effect, with or without further changes, or withdrawing the proposed rule.

**Title 10—DEPARTMENT OF NATURAL RESOURCES  
Division 100—Petroleum Storage Tank Insurance Fund  
Board of Trustees  
Chapter 2—Definitions**

**ORDER OF RULEMAKING**

By the authority vested in the Board of Trustees for the Petroleum Storage Tank Insurance Fund under section 319.131, RSMo Supp. 2012, the board amends a rule as follows:

**10 CSR 100-2.010** Definitions is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 17, 2012 (37 MoReg 1395). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

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

**ORDER OF RULEMAKING**

By the authority vested in the Board of Trustees for the Petroleum Storage Tank Insurance Fund under section 319.131, RSMo Supp. 2012, the board amends a rule as follows:

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

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 17, 2012 (37 MoReg 1395-1397). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

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

**ORDER OF RULEMAKING**

By the authority vested in the Board of Trustees for the Petroleum Storage Tank Insurance Fund under section 319.131, RSMo Supp. 2012, the board amends a rule as follows:

**10 CSR 100-4.020** Participation Requirements for Aboveground Storage Tanks is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 17, 2012 (37 MoReg 1397-1399). 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 24—Driver License Bureau Rules**

**ORDER OF RULEMAKING**

By the authority vested in the director of revenue under sections 32.056 and 590.100, RSMo Supp. 2012, the director rescinds a rule as follows:

**12 CSR 10-24.462** Prohibit Release of Information on Peace Officers and Their Immediate Family is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on October 15, 2012 (37 MoReg 1533). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF INSURANCE,  
FINANCIAL INSTITUTIONS AND PROFESSIONAL  
REGISTRATION  
Division 2270—Missouri Veterinary Medical Board  
Chapter 2—Licensure Requirements for Veterinarians**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Veterinary Medical Board under section 324.008.1., RSMo Supp. 2012, the board adopts a rule as follows:

**20 CSR 2270-2.072 Temporary Courtesy License is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on November 1, 2012 (37 MoReg 1605-1608). 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.

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

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

**NOTIFICATION OF REVIEW:  
APPLICATION REVIEW SCHEDULE**

The Missouri Health Facilities Review Committee has initiated review of the applications listed below. A decision is tentatively scheduled for February 21, 2013. These applications are available for public inspection at the address shown below:

**Date Filed**

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

**01/09/13**

**#4809 HT:** Southeast Missouri Hospital  
Cape Girardeau (Cape Girardeau County)  
\$1,666,921, Replace Cardiac Cath Lab

**#4882 NT:** Carondelet Manor  
Kansas City (Jackson County)  
\$4,761,900, Renovate/Modernize 162-bed SNF

**#4884 RT:** St. Mary's Manor RCF  
Blue Springs (Jackson County)  
\$1,642,342, Renovate/Modernize 57-bed RCF

**#4886 NT:** St. Mary's Manor SNF  
Blue Springs (Jackson County)  
\$4,327,093, Renovate/Modernize 132-bed SNF

**#4878 HT:** Saint Luke's East Hospital  
Lee's Summit (Jackson County)  
\$1,859,500, Replace Robotic Surgery System

**01/10/13**

**#4865 NP:** Sonshine Manor  
Republic (Greene County)  
\$38.00, LTC Expansion of 38 SNF beds

Any person wishing to request a public hearing for the purpose of commenting on these applications must submit a written request to this effect, which must be received by February 10, 2013. All written requests and comments should be sent to—

Chairman  
Missouri Health Facilities Review Committee  
c/o Certificate of Need Program  
3418 Knipp Drive, Suite F  
PO Box 570  
Jefferson City, MO 65102

For additional information contact  
Karla Houchins, (573) 751-6403.

## ADDITION TO STATUTORY LIST OF CONTRACTORS BARRED FROM PUBLIC WORKS PROJECTS

The following is an addition to the 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. Under this statute, no public body is permitted to award a contract, directly or indirectly, for public works (1) to Mr. Norman Bass, (2) to any other contractor or subcontractor that is owned, operated or controlled by Mr. Norman Bass including Municipal Construction Incorporated or (3) to any other simulation of Mr. Norman Bass or of Municipal Construction Incorporated for a period of one year, or until February 1, 2013.

<u>Name of Contractor</u>	<u>Name of Officers</u>	<u>Address</u>	<u>Date of Conviction</u>	<u>Debarment Period</u>
Norman Bass DBA Municipal Construction Incorporated Case No. 12SO-CR00103 Scott County Cir. Ct.		10150 Hawthorne Ridge Goodrich, MI 48438	2/01/12	2/01/2012-2/01/2013

Dated this 17 day of February, 2012.

  
Carla Buschjost, Director