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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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IN THIS ISSUE:

PROPOSED RULES

Department of Elementary and Secondary Education
 Division of Learning Services1075
Retirement Systems
 The Public School Retirement System of Missouri1078

SOURCE GUIDES

RULE CHANGES SINCE UPDATE1094
EMERGENCY RULES IN EFFECT1100
EXECUTIVE ORDERS1101
REGISTER INDEX1102

ORDERS OF RULEMAKING

Department of Conservation
 Conservation Commission1083
Department of Elementary and Secondary Education
 Division of Learning Services1084
Department of Mental Health
 Certification Standards1085
Department of Natural Resources
 Air Conservation Commission1085
Department of Revenue
 Director of Revenue1087
Retirement Systems
 The Public School Retirement System of Missouri1087
Department of Insurance, Financial Institutions and Professional Registration
 Board of Cosmetology and Barber Examiners1088
 Division of Professional Registration1088

CONTRACTOR DEBARMENT LIST1089

DISSOLUTIONS1090

Register Filing Deadlines	Register Publication Date	Code Publication Date	Code Effective Date
February 3, 2014 February 18, 2014	March 3, 2014 March 17, 2014	March 31, 2014 March 31, 2014	April 30, 2014 April 30, 2014
March 3, 2014 March 17, 2014	April 1, 2014 April 15, 2014	April 30, 2014 April 30, 2014	May 30, 2014 May 30, 2014
April 1, 2014 April 15, 2014	May 1, 2014 May 15, 2014	May 31, 2014 May 31, 2014	June 30, 2014 June 30, 2014
May 1, 2014 May 15, 2014	June 2, 2014 June 16, 2014	June 30, 2014 June 30, 2014	July 30, 2014 July 30, 2014
June 2, 2014 June 16, 2014	July 1, 2014 July 15, 2014	July 31, 2014 July 31, 2014	August 30, 2014 August 30, 2014
July 1, 2014 July 15, 2014	August 1, 2014 August 15, 2014	August 31, 2014 August 31, 2014	September 30, 2014 September 30, 2014
August 1, 2014 August 15, 2014	September 2, 2014 September 15, 2014	September 30, 2014 September 30, 2014	October 30, 2014 October 30, 2014
September 2, 2014 September 15, 2014	October 1, 2014 October 15, 2014	October 31, 2014 October 31, 2014	November 30, 2014 November 30, 2014
October 1, 2014 October 15, 2014	November 3, 2014 November 17, 2014	November 30, 2014 November 30, 2014	December 30, 2014 December 30, 2014

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.

Under 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."

Entirely 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.

An 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.

If 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*.

An 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.

If 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.

Proposed Amendment Text Reminder:

Boldface text indicates new matter.

[Bracketed text indicates matter being deleted.]

Title 5—DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION

Division 20—Division of Learning Services Chapter 400—Office of Educator Quality

PROPOSED RULE

5 CSR 20-400.450 Missouri Advisory Board for Educator Preparation (MABEP)

PURPOSE: There is hereby established within the Department of Elementary and Secondary Education (department) the "Missouri Advisory Board for Educator Preparation" (MABEP). MABEP shall advise the State Board of Education and the Coordinating Board for Higher Education as provided in this section and foster meaningful and substantial collaboration and transparency among all stakeholders in the interest of improving the quality of teacher preparation in Missouri.

(1) The Missouri Advisory Board for Educator Preparation (MABEP) shall be comprised of fourteen (14) members, who shall be appointed as follows: five (5) members to be appointed by the State Board of Education (board) upon the recommendation of the commissioner of elementary and secondary education, two (2) members selected by the commissioner of elementary and secondary education, five (5) members to be selected by the Coordinating Board of Higher Education (coordinating board) upon the recommendation of the commissioner of higher education, and two (2) members to be selected by the commissioner of higher education. The commissioners of elementary and secondary education and higher education shall serve as ex officio members and thus shall not vote on matters before MABEP.

(A) The composition of MABEP shall consist of the following:

1. One (1) practicing certificated public school teacher who has served as a cooperating teacher, selected by the board upon the recommendation of the commissioner of elementary and secondary education;

2. One (1) practicing certificated public school administrator with direct responsibility for the evaluation of educators, selected by the board upon the recommendation of the commissioner of elementary and secondary education;

3. One (1) practicing human resource director for a public school district with direct responsibility for hiring, selected by the board upon the recommendation of the commissioner of elementary and secondary education;

4. One (1) practicing certificated public school teacher who has served as a teacher mentor, selected by the board upon the recommendation of the commissioner of elementary and secondary education;

5. One (1) practicing certificated superintendent of a public school, selected by the board upon the recommendation of the commissioner of elementary and secondary education;

6. One (1) representative of the public, to be appointed by the commissioner of elementary and secondary education. This representative shall not currently be a member of a local school board of education or educator preparation governing board, nor ever have been employed as a public school educator, or in a professional position at any post-secondary education program;

7. One (1) employee of the Department of Elementary and Secondary Education (department) whose responsibilities include educator preparation and/or certification, selected by the commissioner of elementary and secondary education;

8. One (1) faculty member within an approved educator preparation program, selected by the coordinating board upon the recommendation of the commissioner of higher education;

9. One (1) dean or director of a college or program of educator preparation for a public four- (4-) year university, selected by the coordinating board upon the recommendation of the commissioner of higher education;

10. One (1) director of an educator preparation program of a public community college, selected by the coordinating board upon the recommendation of the commissioner of higher education;

11. One (1) dean of a college of education or director of an educator preparation program of an independent college or university, selected by the coordinating board upon the recommendation of the commissioner of higher education;

12. One (1) representative at-large from higher education, selected by the coordinating board of higher education upon the recommendation of the commissioner of higher education;

13. One (1) student enrolled in an approved program of educator preparation of public or independent university, selected by the commissioner of higher education; and

14. One (1) employee of the Department of Higher Education with responsibility for the approval of degree programs, selected by the commissioner of higher education.

(B) The duties and responsibilities of the MABEP shall include, but not be limited to the following:

1. Meet with the commissioners of elementary and secondary

education and higher education to discuss policy issues and proposed changes to standards and practices related to educator preparation programs;

2. Make recommendations to the commissioners of elementary and secondary education and higher education regarding the criteria and procedures for evaluation and approval of educator degree programs and educator preparation programs within the state;

3. Facilitate communication by inviting subject matter and educator preparation experts and constituencies with an interest in developing highly-effective educators to meet with the MABEP for the purpose of identifying, reviewing, and promoting best practices and standards in educator preparation and professional development;

4. Present annually to the board and coordinating board to discuss matters of mutual interest in the area of educator preparation as presented by the rotating chairs of MABEP; and

5. Maintain a record of deliberations for the purpose of keeping constituent groups with an interest in the maintenance of quality education preparation programs informed of issues and recommendations.

(C) MABEP shall meet at least two (2) times annually, but may meet more frequently if requested by either board, the commissioner of elementary and secondary education, or the commissioner of higher education. MABEP shall be chaired by the commissioner of elementary and secondary education (or designee) and the commissioner of higher education (or designee) on alternating years.

AUTHORITY: section 161.092, RSMo Supp. 2013, and section 161.097, RSMo 2000. Original rule filed April 22, 2014.

PUBLIC COST: This proposed rule will cost approximately ten thousand dollars (\$10,000) to support the two (2) annual meetings of MABEP.

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 Department of Elementary and Secondary Education, Attention: Paul Katnik, Assistant Commissioner, Office of Educator Quality, PO Box 480, Jefferson City, MO 65102-0480, or by email to educatorquality@dese.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.*

**FISCAL NOTE
PUBLIC COST**

- I. Department Title:** Title 5 – Department of Elementary and Secondary Education
Division Title: Division 20 – Division of Learning Services
Chapter Title: Chapter 400 – Office of Educator Quality

Rule Number and Title:	5 CSR 20-400.450 Missouri Advisory Board of Educator Preparation (MABEP)
Type of Rulemaking:	Proposed Rule

II. SUMMARY OF FISCAL IMPACT

Affected Agency or Political Subdivision	Estimated Cost of Compliance in the Aggregate
State Agencies	\$10,000/year to cover reimbursement lodging, food, materials, mileage, and meeting space for fourteen (14) members.

III. WORKSHEET

\$5,000 per meeting x 2 meetings/year to cover reimbursement lodging, food, materials, mileage, and meeting space for fourteen (14) members.

IV. ASSUMPTIONS

Title 16—RETIREMENT SYSTEMS
Division 10—The Public School Retirement System
of Missouri
Chapter 4—Membership and Creditable Service

PROPOSED AMENDMENT

16 CSR 10-4.014 Reinstatement and Credit Purchases. The Retirement System is deleting the existing section (10) and renumbering subsequent sections accordingly. The existing language in section (10) is being modified and moved to a new rule within Chapter 4.

PURPOSE: This amendment deletes provisions related to the Uniformed Services Employment and Reemployment Rights Act of 1994 (USERRA) from this rule. Similar provisions are being moved to a new rule within Chapter 4.

[(10)] The following provisions shall apply when individuals are reemployed by a district pursuant to the Uniformed Services Employment and Reemployment Rights Act of 1994 (USERRA) and its successors:

(A) When the system is notified by either a district or a member of a period covered by USERRA, the system will require the member to obtain written confirmation from the district of the period covered and the compensation that would apply;

(B) A period covered by USERRA will not be a break in service for purpose of termination of membership and will count toward vesting, but not toward benefit calculation unless the member elects to pay required contributions as provided in this regulation;

(C) A member may elect, within five (5) years of reemployment, to pay the system the employee contributions the member would have made, using the contribution rates and salary that would have applied during the period, as required by USERRA;

(D) Where the member has elected to pay employee contributions under USERRA, the district reemploying the member is required under federal and state law to pay the contributions the employer would have paid, using the contribution rates and salary that would have applied during the period and interest on the contributions at the assumed rate of return on invested funds of the system;

(E) The employer shall pay the employer contributions and interest no later than the end of the school year following the year in which the employee files an election to make the employee contributions;

(F) Payment of employee contributions may be made, without interest, over the period from the date of election to five (5) years after reemployment, provided that interest shall begin to accrue on any unpaid balance remaining at the end of such five (5) years; and

(G) Payment must be completed prior to termination of membership with the retirement system. If the member fails to complete payment of the employee contributions during the period allowed, proportional credit shall be allowed based on the ratio between the amount due for the entire period and the total amount of the payments made and to the nearest one-one-hundred thousandth (0.00001) of one year. In the event that the member fails to complete payment of the employee contributions during the period allowed and only proportional credit is given, employer contributions and interest shall be adjusted accordingly, and any excess employer contributions shall be refunded to the employer, with interest.]

[(11)](10) A member electing to purchase membership service credit for service in the armed forces shall receive one (1) year of credit

for each twelve- (12-)/-/ month period of such service. For any such period of service in the armed forces of less than twelve (12) months, the member shall receive proportional credit computed to the nearest one-one-hundred thousandth (0.00001) of a year; provided that, if the member entered on active duty in the armed forces no later than the date on which the member's services were to have begun under an employment agreement with a district included in the retirement system and if the total period of active military service that year would have entitled the member to a year of creditable service had that service been rendered in that position with the district, the member shall be entitled to purchase a full year of membership service credit for the period of service. No more than one (1) year of membership service credit shall be allowed for service in the armed forces or for a combination of service in the armed forces and actual service in a district included in the retirement system, for any one (1) school year.

[(12)](11) Unless otherwise required by law, membership service credit purchased under the laws governing the retirement system cannot be used to establish eligibility for benefits under sections 169.010 to 169.141, RSMo, but such purchased credit may be used in computing the value of any benefits to which a member would otherwise qualify under those sections.

[(13)](12) The salary used in calculating the cost of creditable service purchased is not compensation payable to a member as that phrase is used in section 169.010(8), RSMo, and shall not be used in determining final average salary.

[(14)](13) Unless a different amount is required by law, members must have accrued at least one (1) year of membership service credit for employment in a position covered by the retirement system in order to apply to purchase service credit.

[(15)](14) Unless otherwise required by law, if the total payments made within the time allowed to purchase credit is insufficient to purchase all the credit for which the member applied, proportional credit shall be allowed based on the ratio between the amount due for the entire period for which the member applied and the total amount of the payments applied to reduce the principal amount due.

[(16)](15) Members electing to reinstate or purchase credit may make payments in any amount and at any time during the period allowed for payment.

*[(17)](16) A purchase of credit for Social Security covered employment pursuant to section 169.056.11, RSMo, shall be allowed only in a manner consistent with Title 26 of the *United States Code* and, in addition, shall be governed by the following provisions:*

(A) The member must have five (5) years of creditable service with the retirement system prior to purchasing credit for Social Security covered employment pursuant to section 169.056.11, RSMo;

*(B) The retirement system shall allow the purchase of no more than five (5) years of credit for "nonqualified service" as that term is defined in section 415 of Title 26 of the *United States Code* if doing so would jeopardize the tax qualified status of the retirement system pursuant to the *Internal Revenue Code* and the retirement system determines that the provisions of section 415(n) of Title 26 of the *United States Code* apply to the purchase of such member's purchase;*

(C) The member must supply evidence satisfactory to the retirement system that the member is eligible to purchase credit for Social Security covered employment pursuant to section 169.056.11, RSMo;

(D) The member must submit to the retirement system a detailed statement of the member's employment history created by the Social

Security Administration in a format satisfactory to the retirement system; and

(E) The retirement system shall determine the amount of credit that may be purchased for Social Security covered employment pursuant to section 169.056.11, RSMo, based on the information provided pursuant to this section of this rule.

AUTHORITY: section 169.020, RSMo Supp. [2010] 2013. Original rule filed June 23, 1998, effective Jan. 30, 1999. For intervening history, please consult the Code of State Regulations. Amended: Filed April 30, 2014.

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 the Public School and Education Employee Retirement Systems of Missouri, Attn: M. Steve Yoakum, Executive Director, PO Box 268, Jefferson City, MO 65102-0268. 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 16—RETIREMENT SYSTEMS
Division 10—The Public School Retirement System
of Missouri
Chapter 4—Membership and Creditable Service

PROPOSED RULE

16 CSR 10-4.018 Uniformed Services Employment and Reemployment Rights Act

PURPOSE: This rule explains how the Uniformed Services Employment and Reemployment Rights Act (USERRA) applies to the retirement system.

(1) The following provisions shall apply when a member of the retirement system is reemployed by an employer included in the system pursuant to the Uniformed Services Employment and Reemployment Rights Act of 1994 (USERRA) and its successors:

(A) When a member applies to purchase USERRA leave, the system will require written confirmation from the member's employer of the period covered and the salary that would apply, which will be included on the Application to Purchase Leave (application) to be submitted by the member;

(B) A period covered by USERRA will not be a break in service for purpose of termination of membership and will count toward vesting and retirement eligibility, but not toward benefit calculation unless the member elects to pay required contributions as provided in this regulation;

(C) A member may elect, within five (5) years of reemployment, to pay the system the employee contributions the member would have made, using the contribution rates and salary that would have applied during the period, as required by USERRA;

(D) Where the member has elected to pay employee contributions under USERRA, the employer reemploying the member is required under federal and state law to pay the contributions the employer would have paid, using the contribution rates and salary that would have applied during the period and interest on the contributions at the "purchase rate" (see 16 CSR 10-4.012(4)), with interest beginning to accrue the first day of the month following the month in which the member submits an application to the system;

(E) The employer shall pay the employer contributions and interest no later than the end of the school year following the year in which the employee files an election to make the employee contributions. Any employer contributions that are paid to the system, but for which the corresponding employee contributions are never paid, shall be credited back to the employer, plus interest at the assumed rate of return on invested funds of the system when the member retires, dies, or terminates membership with the system;

(F) Payment of employee contributions may be made without interest;

(G) Payment of employee contributions must be completed prior to the member's retirement, termination of membership with the retirement system, or death. If the member fails to complete payment of the employee contributions during the period allowed, proportional credit shall be allowed based on the ratio between the amount due for the entire period and the total amount of the payments made and to the nearest one-one-hundred thousandth (0.00001) of one (1) year;

(H) The maximum creditable service that may be purchased pursuant to USERRA is five (5) years per membership; and

(I) An application to purchase USERRA leave may not be filed after the member's retirement, termination of membership in the system, or death.

(2) Any member who becomes disabled while on qualified military service pursuant to USERRA shall be treated as if they were teaching in a district included in the system and shall be eligible for disability retirement with the system provided that all other requirements for disability retirement, as set forth in section 169.060, RSMo, and 16 CSR 10-5.020 are met.

(3) If a member, whose period of creditable service in districts included in the retirement system is two (2) years but less than five (5) years, dies a) while on qualified military service pursuant to USERRA, or b) as a result of an injury or sickness incurred while on qualified military service pursuant to USERRA and within one (1) year of the commencement of such injury or sickness, the certain survivors of the member may be eligible for benefits as set forth in section 169.075, RSMo, and 16 CSR 10-5.030, provided that all other eligibility requirements are met.

AUTHORITY: section 169.020, RSMo Supp. 2013. Original rule filed April 30, 2014.

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 Public School and Education Employee Retirement Systems of Missouri, Attn: M. Steve Yoakum, Executive Director, PO Box 268, Jefferson City, MO 65102-0268. 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 16—RETIREMENT SYSTEMS
Division 10—The Public School Retirement System
of Missouri
Chapter 5—Retirement, Options and Benefits

PROPOSED AMENDMENT

16 CSR 10-5.030 Beneficiary. The Retirement System is amending section (1).

PURPOSE: This amendment revises the manner in which members may designate their beneficiary and contingent beneficiaries with the retirement system.

(1) Each member[, when completing a membership record] may designate a beneficiary and contingent beneficiaries **by filing with the retirement system a form furnished by the board for this purpose.** If a member fails to designate a beneficiary, the beneficiary shall be determined pursuant to section 169.076, RSMo.

AUTHORITY: section 169.020, RSMo Supp. [2012] 2013. Original rule filed Dec. 19, 1975, effective Jan. 1, 1976. For intervening history, please consult the *Code of State Regulations*. Amended: Filed April 30, 2014.

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 the Public School and Education Employee Retirement Systems of Missouri, Attn: M. Steve Yoakum, Executive Director, PO Box 268, Jefferson City, MO 65102-0268. 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 16—RETIREMENT SYSTEMS

Division 10—The Public School Retirement System of Missouri

Chapter 6—The Public Education Employee Retirement System of Missouri

PROPOSED AMENDMENT

16 CSR 10-6.045 Payment for Reinstatement and Credit Purchases. The Retirement System is deleting the existing section (13) and renumbering subsequent sections accordingly. The existing language in section (13) is being modified and moved to a new rule within Chapter 6.

PURPOSE: This amendment deletes provisions related to the *Uniformed Services Employment and Reemployment Rights Act of 1994 (USERRA)* from this rule. Similar provisions are being moved to a new rule within Chapter 6.

[[13)] The following provisions shall apply when individuals are reemployed by a district pursuant to the *Uniformed Services Employment and Reemployment Rights Act of 1994 (USERRA)* and its successors:

(A) When the system is notified by either a district or a member of a period covered by USERRA, the system will require the member to obtain written confirmation from the district of the period covered and the compensation that would apply;

(B) A period covered by USERRA will not be a break in service for purpose of termination of membership and will count toward vesting, but not toward benefit calculation unless the member elects to pay required contributions as provided in this regulation;

(C) A member may elect within five (5) years of reemployment to pay the system the employee contributions the member would have made, using the contribution rates and salary that would have applied during the period, as required by USERRA;

(D) Where the member has elected to pay employee contributions under USERRA, the district reemploying the member is required under federal and state law to pay the contributions the employer would have paid, using the contribution rates and salary that would have applied during the period and interest on the contributions at the assumed rate of return on invested funds of the system;

(E) The employer shall pay the employer contributions and interest no later than the end of the school year following the year in which the employee files an election to make the employee contributions;

(F) Payment of employee contributions may be made, without interest, over the period from the date of election to five (5) years after reemployment, provided that interest shall begin to accrue on any unpaid balance remaining at the end of such five (5) years; and

(G) Payment must be completed prior to termination of membership with the retirement system. If the member fails to complete payment of the employee contributions during the period allowed, proportional credit shall be allowed based on the ratio between the amount due for the entire period and the total amount of the payments made, and to the nearest one-one-hundred thousandth (0.00001) of one (1) year. In the event that the member fails to complete payment of the employee contributions during the period allowed and only proportional credit is given, employer contributions and interest shall be adjusted accordingly and any excess employer contributions shall be refunded to the employer with interest.]

[[14)](13) Members electing to reinstate or purchase credit may make payments in any amount and at any time during the period allowed for payment.

[[15)](14) “Public college” as that phrase is used in section 169.655.3, RSMo, and “private college” as that phrase is used in section 169.655.9, RSMo, shall include junior colleges and community colleges either inside or outside of Missouri. “Private school, college, or university” as that phrase is used in section 169.655.9, RSMo, shall not include trade schools.

[[16)](15) The following provisions shall apply to the purchase of creditable service under section 105.691, RSMo:

(A) A member may elect to purchase creditable service under section 105.691, RSMo, only if the member had previously acquired creditable service in a retirement plan defined in that section for the employment to which the election applies; except that if the service did not meet the membership requirements of the employer’s retirement plan or the employer had no such retirement plan at the time the service was rendered, but the service would otherwise have met the membership requirements of this system as in effect when the election is made, the member shall be eligible to purchase such creditable service. The creditable service allowable shall be determined in accordance with the provisions of section 105.691, RSMo, and the rules of the board of trustees; and

(B) A member who does not complete payment in full on an application to purchase creditable service under section 105.691, RSMo, within the time limit prescribed by law may reapply to purchase creditable service for that same period of employment. The member may apply within the limits of the law to purchase creditable service for any other period of employment for which application to purchase creditable service was not previously made.

[[17)](16) Unless otherwise required by law, membership service credit purchased under the laws governing the retirement system cannot be used to establish eligibility for benefits under sections 169.600 to 169.715, RSMo, but such purchased credit may be used in computing the value of any benefits to which a member would otherwise qualify under those sections.

~~/(18)/(17)~~ Unless a different amount is required by law, members must have accrued at least one (1) year of membership service credit for employment in a position covered by the retirement system in order to apply to purchase service credit.

~~/(19)/(18)~~ The salary used in calculating the cost of creditable service purchased is not compensation payable to a member as that phrase is used in section 169.600(7), RSMo, and shall not be used in determining final average salary.

~~/(20)/(19)~~ Unless otherwise required by law, if the total payments made within the time allowed to purchase credit is insufficient to purchase all the credit for which the member applied, proportional credit shall be allowed based on the ratio between the amount due for the entire period for which the member applied and the total amount of the payments applied to reduce the principal amount due.

~~/(21)/(20)~~ A member electing to purchase membership service credit for service in the armed forces may purchase one (1) year of credit for each twelve- (12-) month period of such service. For any such period of service in the armed forces of less than twelve (12) months, the member shall receive proportional credit computed to the nearest one-one-hundred thousandth (0.00001) of a year; provided that if the member entered active duty in the armed forces no later than the date on which the member's services were to have begun under an employment agreement with a district included in the retirement system, and if the total period of active military service that year would have entitled the member to a year of creditable service had that service been rendered with the district, the member shall be eligible to purchase a full year of credit. No more than one (1) year of membership service credit shall be allowed for service in the armed forces or for a combination of service in the armed forces and actual service in a district included in the retirement system, for any one (1) school year.

~~/(22)/(21)~~ The following provisions apply with respect to a purchase of credit for maternity or paternity leave pursuant to section 169.655, RSMo:

(A) A period of leave shall be considered maternity or paternity leave for which membership service credit may be purchased if—

1. The leave was unpaid;
2. The leave related to a natural birth or legal adoption;
3. The member was employed in a position covered by The Public Education Employee Retirement System at the time the leave relating to the initial natural birth or legal adoption began;
4. The member provides written confirmation that the leave was maternity or paternity leave;

5. The member provides a copy of a birth certificate, certification of adoption, or physician's certification which indicates that the event occurred within a reasonable time before or after the period of maternity or paternity leave began; and

6. The member returns to employment in a position covered by The Public Education Employee Retirement System;

(B) The maternity or paternity leave for which membership service credit may be purchased shall terminate upon the member's return to covered employment and may not exceed one (1) year for each natural birth or legal adoption; and

(C) A member may elect to purchase some or all of the period of maternity or paternity leave for which the member is eligible.

~~/(23)/(22)~~ A purchase of credit for Social Security covered employment pursuant to section 169.655.11, RSMo, shall be allowed only in a manner consistent with Title 26 of the *United States Code* and, in addition, shall be governed by the following provisions:

(A) The member must have five (5) years of creditable service with the retirement system prior to purchasing credit for Social Security covered employment pursuant to section 169.655.11, RSMo;

(B) The retirement system shall allow the purchase of no more than five (5) years of credit for "nonqualified service" as that term

is defined in section 415 of Title 26 of the *United States Code* if doing so would jeopardize the tax qualified status of the retirement system pursuant to the *Internal Revenue Code* and the retirement system determines that the provisions of section 415(n) of Title 26 of the *United States Code* apply to the purchase of such member's purchase;

(C) The member must supply evidence satisfactory to the retirement system that the member is eligible to purchase credit for Social Security covered employment pursuant to section 169.655.11, RSMo;

(D) The member must submit to the retirement system a detailed statement of the member's employment history created by the Social Security Administration in a format satisfactory to the retirement system; and

(E) The retirement system shall determine the amount of credit that may be purchased for Social Security covered employment pursuant to section 169.655.11, RSMo, based on the information provided pursuant to this section of this rule.

AUTHORITY: section 169.610, RSMo Supp. [2011] 2013. Original rule filed June 15, 1994, effective Nov. 30, 1994. For intervening history, please consult the Code of State Regulations. Amended: Filed April 30, 2014.

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 the Public School and Education Employee Retirement Systems of Missouri, Attn: M. Steve Yoakum, Executive Director, PO Box 268, Jefferson City, MO 65102-0268. 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 16—RETIREMENT SYSTEMS
Division 10—The Public School Retirement System
of Missouri
Chapter 6—The Public Education Employee Retirement
System of Missouri

PROPOSED RULE

16 CSR 10-6.055 Uniformed Services Employment and Reemployment Rights Act

PURPOSE: This rule explains how the Uniformed Services Employment and Reemployment Rights Act (USERRA) applies to the retirement system.

(1) The following provisions shall apply when a member of the retirement system is reemployed by an employer included in the system pursuant to the Uniformed Services Employment and Reemployment Rights Act of 1994 (USERRA) and its successors:

(A) When a member applies to purchase USERRA leave, the system will require written confirmation from the member's employer of the period covered and the salary that would apply, which will be included on the Application to Purchase Leave (application) to be submitted by the member;

(B) A period covered by USERRA will not be a break in service for purpose of termination of membership and will count toward vesting and retirement eligibility, but not toward benefit calculation unless the member elects to pay required contributions as provided in this regulation;

(C) A member may elect, within five (5) years of reemployment, to pay the system the employee contributions the member would have made, using the contribution rates and salary that would have applied during the period, as required by USERRA;

(D) Where the member has elected to pay employee contributions under USERRA, the employer reemploying the member is required under federal and state law to pay the contributions the employer would have paid, using the contribution rates and salary that would have applied during the period and interest on the contributions at the “purchase rate” (see 16 CSR 10-6.045(2)), with interest beginning to accrue the first day of the month following the month in which the member submits an application to the system;

(E) The employer shall pay the employer contributions and interest no later than the end of the school year following the year in which the employee files an election to make the employee contributions. Any employer contributions that are paid to the system, but for which the corresponding employee contributions are never paid, shall be credited back to the employer, plus interest at the assumed rate of return on invested funds of the system when the member retires, dies, or terminates membership with the system;

(F) Payment of employee contributions may be made without interest;

(G) Payment of employee contributions must be completed prior to the member’s retirement, termination of membership with the retirement system, or death. If the member fails to complete payment of the employee contributions during the period allowed, proportional credit shall be allowed based on the ratio between the amount due for the entire period and the total amount of the payments made and to the nearest one-one-hundred thousandth (0.00001) of one (1) year;

(H) The maximum creditable service that may be purchased pursuant to USERRA is five (5) years per membership; and

(I) An application to purchase USERRA leave may not be filed after the member’s retirement, termination of membership in the system, or death.

(2) Any member who becomes disabled while on qualified military service pursuant to USERRA shall be treated as if they were serving an employer included in the system and shall be eligible for disability retirement with the system provided that all other requirements for disability retirement, as set forth in section 169.663, RSMo, and 16 CSR 10-6.070 are met.

AUTHORITY: section 169.020, RSMo Supp. 2013. Original rule filed April 30, 2014.

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 Public School and Education Employee Retirement Systems of Missouri, Attn: M. Steve Yoakum, Executive Director, PO Box 268, Jefferson City, MO 65102-0268. 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.

16 CSR 10-6.090 Beneficiary. The Retirement System is amending section (1).

PURPOSE: This amendment revises the manner in which members may designate their beneficiary and contingent beneficiaries with the retirement system.

(1) Each member[, *when completing a membership record,*] may designate a beneficiary and contingent beneficiaries **by filing with the retirement system a form furnished by the board for this purpose.** If a member fails to designate a beneficiary, the beneficiary shall be determined pursuant to section 169.676, RSMo.

AUTHORITY: section 169.610, RSMo Supp. [2012] 2013. Original rule filed Dec. 19, 1975, effective Jan. 1, 1976. For intervening history, please consult the Code of State Regulations. Amended: Filed April 30, 2014.

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 the Public School and Education Employee Retirement Systems of Missouri, Attn: M. Steve Yoakum, Executive Director, PO Box 268, Jefferson City, MO 65102-0268. 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 16—RETIREMENT SYSTEMS
Division 10—The Public School Retirement System
of Missouri
Chapter 6—The Public Education Employee Retirement
System of Missouri

PROPOSED AMENDMENT

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

The agency is also required to make a brief summary of the general nature and extent of comments submitted in support of or opposition to the proposed rule and a concise summary of the testimony presented at the hearing, if any, held in connection with the rulemaking, together with a concise summary of the agency's findings with respect to the merits of any such testimony or comments which are opposed in whole or in part to the proposed rule. The ninety-(90-) day period during which an agency shall file its Order of Rulemaking for publication in the *Missouri Register* begins either: 1) after the hearing on the Proposed Rulemaking is held; or 2) at the end of the time for submission of comments to the agency. During this period, the agency shall file with the secretary of state the order of rulemaking, either putting the proposed rule into effect, with or without further changes, or withdrawing the proposed rule.

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

ORDER OF RULEMAKING

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

3 CSR 10-7.433 is amended.

This rule establishes the firearms deer hunting season, limits, and provisions for hunting and is exempted by section 536.021, RSMo, from the requirements for filing as a proposed amendment.

The Department of Conservation amended 3 CSR 10-7.433 by establishing firearms deer hunting seasons.

3 CSR 10-7.433 Deer: Firearms Hunting Season

(1) The firearms deer hunting season is comprised of six (6) portions.

(A) Urban zones portion: October 10 through 13, 2014; use any legal deer hunting method to take antlerless deer in open zones.

(B) Youth portions: November 1 and 2, 2014, and January 3 and 4, 2015; for persons at least six (6) but not older than fifteen (15) years of age; use any legal deer hunting method to take one (1) deer statewide during the November 1 and 2, 2014, portion; use any legal deer hunting method to take deer statewide during the January 3 and 4, 2015, portion.

(C) November portion: November 15 through 25, 2014; use any

legal deer hunting method to take deer statewide.

(D) Alternative methods portion: December 20 through 30, 2014; use muzzleloader and archery methods, crossbows, atlatl, handguns, and air-powered guns as defined in 3 CSR 10-7.431 to take deer statewide.

(E) Antlerless portion: November 26 through December 7, 2014; use any legal deer hunting method to take antlerless deer in open counties.

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

This amendment was filed April 18, 2014, becomes effective **July 1, 2014**.

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

ORDER OF RULEMAKING

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

3 CSR 10-7.434 is amended.

This rule establishes season limits and provisions for landowners.

The Department of Conservation amended 3 CSR 10-7.434 by establishing deer harvest limits and restrictions.

3 CSR 10-7.434 Deer: Landowner Privileges

(1) Resident landowners and lessees as outlined in the *Fall Deer & Turkey Hunting Regulations and Information* booklet can obtain no-cost deer hunting permits from any permit vendor.

(B) In addition to the permits listed in subsection (1)(A), those with seventy-five (75) or more acres located in a single county or at least seventy-five (75) continuous acres bisected by a county boundary can receive a maximum of two (2) Resident Landowner Firearms Antlerless Deer Hunting Permits. Landowners with at least seventy-five (75) acres in more than one (1) county must comply with landowner antlerless deer limits for each county.

1. Resident landowners and lessees of at least seventy-five (75) acres may receive one (1) no-cost Landowner Antlerless Deer Hunting Permits in the counties of: Barry, Bollinger, Butler, Cape Girardeau, Carter, Christian, Crawford, Dade, Dent, Douglas, Dunklin, Franklin, Iron, Jefferson, Lawrence, Madison, Maries, McDonald, Mississippi, New Madrid, Newton, Ozark, Pemiscot, Perry, Phelps, Polk, Pulaski, Reynolds, Ripley, St. Francois, Ste. Genevieve, Scott, Shannon, Stoddard, Stone, Taney, Texas, Washington, Wayne, Webster, and Wright.

2. Resident landowners and lessees of at least seventy-five (75) acres may receive two (2) no-cost Landowner Antlerless Deer Hunting Permits in the counties of: Adair, Andrew, Atchison, Audrain, Barton, Bates, Benton, Boone, Buchanan, Caldwell, Callaway, Camden, Carroll, Cass, Cedar, Chariton, Clark, Clay, Clinton, Cole, Cooper, Dallas, Daviess, DeKalb, Gasconade, Gentry, Greene, Grundy, Harrison, Henry, Hickory, Holt, Howard, Howell, Jackson, Jasper, Johnson, Knox, Laclede, Lafayette, Lewis, Lincoln, Linn, Livingston, Macon, Marion, Mercer, Miller, Moniteau, Monroe, Montgomery, Morgan, Nodaway, Oregon, Osage, Pettis, Pike, Platte, Putnam, Ralls, Randolph, Ray, St. Charles, St. Clair, St. Louis, Saline,

Schuyler, Scotland, Shelby, Sullivan, Vernon, Warren, and Worth.

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

This amendment was filed April 18, 2014, becomes effective **July 1, 2014**.

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

ORDER OF RULEMAKING

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

3 CSR 10-7.437 is amended.

This rule establishes the deer hunting season, limits, and provisions for hunting and is exempted by section 536.021, RSMo from the requirements for filing as a proposed amendment.

The Department of Conservation amended 3 CSR 10-7.437 by establishing deer harvest limits and restrictions.

3 CSR 10-7.437 Deer: Antlerless Deer Hunting Permit Availability

(1) Archery Deer Hunting Season.

(A) Resident and Nonresident Archery Antlerless Deer Hunting Permits are not valid in the counties of: Butler, Dunklin, Iron, Mississippi, New Madrid, Pemiscot, Reynolds, and Scott.

(2) Firearms Deer Hunting Season.

(A) Resident and Nonresident Firearms Antlerless Deer Hunting Permits are not valid in the counties of: Bollinger, Butler, Carter, Dunklin, Iron, Madison, Mississippi, New Madrid, Pemiscot, Reynolds, Scott, Stoddard, and Wayne.

(B) Only one (1) Resident or Nonresident Firearms Antlerless Deer Hunting Permit per person may be filled in the counties of: Andrew, Atchison, Audrain, Barry, Bates, Benton, the portion of Boone County not included in the Columbia/Jefferson City urban zone, Buchanan, Caldwell, Callaway, Camden, Cape Girardeau, Carroll, the portion of Cass County not included in the Kansas City urban zone, Cedar, Christian, Clark, Clinton, the portion of Cole County not included in the Columbia/Jefferson City urban zone, Cooper, Crawford, Dade, Dallas, Daviess, DeKalb, Dent, Douglas, the portion of Franklin County not included in the St. Louis urban zone, Gasconade, Gentry, Grundy, Harrison, Henry, Hickory, Holt, Howard, Jasper, the portion of Jefferson County not included in the St. Louis urban zone, Johnson, Knox, Laclede, Lafayette, Lawrence, Lewis, Lincoln, Livingston, Maries, Marion, McDonald, Mercer, Miller, Moniteau, Monroe, Montgomery, Morgan, Newton, Nodaway, Osage, Ozark, Perry, Pettis, Phelps, Pike, the portion of Platte County not included in the Kansas City urban zone, Polk, Pulaski, Putnam, Ralls, Ray, Ripley, St. Clair, St. Francois, Ste. Genevieve, Saline, Schuyler, Scotland, Shannon, Shelby, Stone, Taney, Texas, Vernon, Warren, Washington, Webster, Worth, and Wright.

(C) Only two (2) Resident or Nonresident Firearms Antlerless Deer Hunting Permits per person may be filled in the counties of: Adair, Barton, the portion of Boone County included in the Columbia/Jefferson City urban zone, the portion of Cass County included in the Kansas City urban zone, the portion of Cole County included in the Columbia/Jefferson City urban zone, Chariton, Clay,

Greene, the portion of Franklin County included in the St. Louis urban zone, Howell, Jackson, the portion of Jefferson County included in the St. Louis urban zone, Linn, Macon, Oregon, the portion of Platte County included in the Kansas City urban zone, Randolph, St. Charles, St. Louis, and Sullivan.

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

This amendment was filed April 18, 2014, becomes effective **July 1, 2014**.

**Title 5—DEPARTMENT OF ELEMENTARY AND
SECONDARY EDUCATION
Division 20—Division of Learning Services
Chapter 400—Office of Educator Quality**

ORDER OF RULEMAKING

By the authority vested in the State Board of Education under sections 161.092 and 168.021, RSMo Supp. 2013, and section 168.011, RSMo 2000, the board rescinds a rule as follows:

5 CSR 20-400.120 Administrative Appeal Procedure for Applicants Denied Certification is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 15, 2014 (39 MoReg 191). 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 5—DEPARTMENT OF ELEMENTARY AND
SECONDARY EDUCATION
Division 20—Division of Learning Services
Chapter 400—Office of Educator Quality**

ORDER OF RULEMAKING

By the authority vested in the State Board of Education under sections 161.092 and 168.021, RSMo Supp. 2013, and section 168.011, RSMo 2000, the board rescinds a rule as follows:

5 CSR 20-400.130 Administrative Procedures of Recertifying Teachers Whose Certificates Have Been Revoked by the State Board of Education is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 15, 2014 (39 MoReg 191). 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 5—DEPARTMENT OF ELEMENTARY AND
SECONDARY EDUCATION
Division 20—Division of Learning Services
Chapter 400—Office of Educator Quality**

ORDER OF RULEMAKING

By the authority vested in the State Board of Education under sections 161.092 and 168.021, RSMo Supp. 2013, and section 168.011,

RSMo 2000, the board rescinds a rule as follows:

5 CSR 20-400.140 Administrative Procedures for Applicants Whose Certificates Have Been Revoked by a Certifying Authority Other Than the State Board of Education **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on January 15, 2014 (39 MoReg 192). 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 9—DEPARTMENT OF MENTAL HEALTH
Division 30—Certification Standards
Chapter 2—Standards for County-Funded Mental Health Services**

ORDER OF RULEMAKING

By the authority vested in the Missouri Department of Mental Health under section 630.050, RSMo Supp. 2013, the department amends a rule as follows:

9 CSR 30-2.010 Designation of Programs to Receive County Community Mental Health Funds **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on February 3, 2014 (39 MoReg 438). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Missouri Department of Mental Health (DMH) received one (1) comment on the proposed amendment.

COMMENT: David Hartman requested that DMH add other specific wording to the rule to make it more consistent with sections 205.975 to 205.990, RSMo, and to make it consistent with those sections as they were interpreted in *Gasconade County Counseling Services, Inc. v. Missouri Department of Mental Health*, 314 S.W.3d 368 (Mo. App., E.D. 2010). Mr. Hartman suggested adding community mental health centers, mental health clinics, public facilities and not-for-profit corporations to sections (1), (4), (5), and (6) and subsection (4)(Q) of the rule.

RESPONSE: The amendment filed by DMH only made changes to section (3) of the rule. Based on rulemaking protocols, as part of the final order of rulemaking, DMH cannot make changes in other sections that were not included in the original amendment because that would circumvent the public notice and comment process. DMH believes the changes made in section (3) will effectuate the ruling of the court in *Gasconade County Counseling Services, Inc.* DMH will continue to monitor the rule to determine if additional changes are necessary.

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

ORDER OF RULEMAKING

By the authority vested in the Missouri Air Conservation Commission

under section 643.050, RSMo Supp. 2013, the commission rescinds a rule as follows:

10 CSR 10-5.240 Additional Air Quality Control Measures May be Required When Sources Are Clustered in a Small Land Area **is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on November 15, 2013 (38 MoReg 1877). 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: The Missouri Department of Natural Resources' Air Pollution Control Program received no comments on the proposed rescission.

**Title 10—DEPARTMENT OF NATURAL RESOURCES
Division 10—Air Conservation Commission
Chapter 6—Air Quality Standards, Definitions, Sampling and Reference Methods and Air Pollution Control Regulations for the Entire State of Missouri**

ORDER OF RULEMAKING

By the authority vested in the Missouri Air Conservation Commission under section 643.050, RSMo Supp. 2013, the commission amends a rule as follows:

10 CSR 10-6.010 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on December 16, 2013 (38 MoReg 2089-2092). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Missouri Department of Natural Resources' Air Pollution Control Program received three (3) comments from the U.S. Environmental Protection Agency (EPA) on this rule amendment.

COMMENT #1: The EPA suggested revised language for the footnote regarding the 1997 ozone standard in the ambient air quality standards table, rather than referencing the implementation of the standard.

RESPONSE AND EXPLANATION OF CHANGE: As a result of this comment, the footnote language was revised as suggested.

COMMENT #2: The EPA suggested revised language for the footnote regarding the 1997 particulate matter PM_{2.5} standard in the ambient air quality standards table.

RESPONSE AND EXPLANATION OF CHANGE: As a result of this comment, the footnote language was revised as suggested.

COMMENT #3: The EPA suggested revised language for the footnote regarding the 1971 annual and 24-hour sulfur dioxide standard in the ambient air quality standards table.

RESPONSE AND EXPLANATION OF CHANGE: As a result of this comment, the footnote language was revised as suggested.

10 CSR 10-6.010 Ambient Air Quality Standards

Pollutant		Primary/Secondary Standard	Averaging Time	Level	Form	Reference Method
Carbon monoxide		Primary	8-hour	9 parts per million	Not to be exceeded more than once per year	As specified in 10 CSR 10-6.040(4)(C)
			1-hour	35 parts per million		
Lead (2008)		Primary and secondary	Rolling 3-month average	0.15 micrograms per cubic meter	Not to be exceeded (see 10 CSR 10-6.040(4)(O))	As specified in 10 CSR 10-6.040(4)(G)
Lead (1978)*		Primary	Calendar quarter mean	1.5 micrograms per cubic meter	Not to be exceeded	As specified in 10 CSR 10-6.040(4)(G)
Nitrogen dioxide		Primary	1-hour	100 parts per billion	98th percentile, averaged over 3 years	As specified in 10 CSR 10-6.040(4)(F)
		Primary and secondary	Annual	0.053 parts per million, equal to 53 parts per billion	Annual mean	
Ozone (2008)		Primary and secondary	8-hour	0.075 parts per million	Annual fourth-highest daily maximum 8-hour, averaged over 3 years (see 10 CSR 10-6.040(4)(N))	As specified in 10 CSR 10-6.040(4)(D)
Ozone (1997)**		Primary	8-hour	0.08 parts per million	Annual fourth-highest daily maximum 8-hour, averaged over 3 years (see 10 CSR 10-6.040(4)(I))	As specified in 10 CSR 10-6.040(4)(D)
Particle pollution (2012)	Particulate matter 2.5 micron (PM _{2.5})	Primary	Annual	12 micrograms per cubic meter	Annual mean, averaged over 3 years	As specified in 10 CSR 10-6.040(4)(L)
		Secondary	Annual	15 micrograms per cubic meter	Annual mean, averaged over 3 years	
		Primary and secondary	24-hour	35 micrograms per cubic meter	98th percentile, averaged over 3 years (see 10 CSR 10-6.040(4)(M))	
	Particulate matter 10 micron (PM ₁₀)	Primary and secondary	24-hour	150 micrograms per cubic meter	Not to be exceeded more than once per year on average over 3 years (see 10 CSR 10-6.040(4)(K))	As specified in 10 CSR 10-6.040(4)(J)
Particulate matter 2.5 micron (PM _{2.5}) (1997)***		Primary	Annual	15 micrograms per cubic meter	Annual mean, averaged over 3 years	As specified in 10 CSR 10-6.040(4)(L)
Sulfur dioxide (2010)		Primary	1-hour	75 parts per billion	99th percentile of 1-hour daily maximum, averaged over 3 years	As specified in 10 CSR 10-6.040(A)
		Secondary	3-hour	0.5 parts per million, equal to 500 parts per billion	Not to be exceeded more than once per year	
Sulfur dioxide (1971)****		Primary	Annual	0.03 parts per million	Annual mean	As specified in 10 CSR 10-6.040(A)
		Primary	24-hour	0.14 parts per million	Not to be exceeded more than once per year	
Hydrogen sulfide		State only	1/2-hour	0.03 parts per million (42 micrograms per cubic meter)	Not to be exceeded over 2 times in any 5 consecutive days	As specified in 10 CSR 10-6.040(5)
			1/2-hour	0.05 parts per million (70 micrograms per cubic meter)	Not to be exceeded over 2 times per year	As specified in 10 CSR 10-6.040(5)

Sulfuric acid	State only	1-hour	30 micrograms per cubic meter	Not to be exceeded more than once in any 2 consecutive days	As specified in 10 CSR 10-6.040(6)
		24-hour	10 micrograms per cubic meter	Not to be exceeded more than once in any 90 consecutive days	As specified in 10 CSR 10-6.040(6)

*The 1978 lead standard remains in effect until one (1) year after an area is designated for the 2008 standard, except that in areas designated nonattainment for the 1978 standard, the 1978 standard remains in effect until implementation plans to attain or maintain the 2008 standard are approved.

**The 1997 ozone standard remains in effect.

***The 1997 particulate matter 2.5 micron (PM_{2.5}) standard remains in effect.

****The 1971 annual and 24-hour sulfur dioxide standards remain in effect in areas until one (1) year after the area is designated for the 2010 standard, except that for areas designated nonattainment for the 1971 standards as of August 23, 2010, and for areas not meeting the requirements of a SIP call under the 1971 standards, the 1971 standards remain in effect until the area submits and the EPA approves a SIP providing for attainment of the 2010 standard.

**Title 10—DEPARTMENT OF NATURAL RESOURCES
Division 10—Air Conservation Commission
Chapter 6—Air Quality Standards, Definitions, Sampling and Reference Methods and Air Pollution Control Regulations for the Entire State of Missouri**

ORDER OF RULEMAKING

By the authority vested in the Missouri Air Conservation Commission under section 643.050, RSMo Supp. 2013, the commission amends a rule as follows:

10 CSR 10-6.200 Hospital, Medical, Infectious Waste Incinerators is **amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on December 2, 2013 (38 MoReg 2008–2019). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Missouri Department of Natural Resources’ Air Pollution Control Program received no comments on the proposed amendment.

**Title 12—DEPARTMENT OF REVENUE
Division 10—Director of Revenue
Chapter 109—Sales/Use Tax—Sale of Property vs. Sale of Service**

ORDER OF RULEMAKING

By the authority vested in the director of revenue under section 144.270, RSMo Supp. 2013, and section 144.705, RSMo 2000, the director amends a rule as follows:

12 CSR 10-109.050 Taxation of Software is **amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on February 18,

2014 (39 MoReg 495–497). 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 16—RETIREMENT SYSTEMS
Division 10—The Public School Retirement System of Missouri
Chapter 3—Funds of Retirement System**

ORDER OF RULEMAKING

By the authority vested in the board of trustees under section 169.020, RSMo Supp. 2013, the board of trustees hereby amends a rule of the public school retirement system of Missouri as follows:

16 CSR 10-3.010 Payment of Funds to the Retirement System is **amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on February 18, 2014 (39 MoReg 497). 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 16—RETIREMENT SYSTEMS
Division 10—The Public School Retirement System of Missouri
Chapter 6—The Public Education Employee Retirement System of Missouri**

ORDER OF RULEMAKING

By the authority vested in the board of trustees under section 169.020, RSMo Supp. 2013, the board of trustees hereby amends a

rule of the public school retirement system of Missouri as follows:

16 CSR 10-6.020 Source of Funds is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on February 18, 2014 (39 MoReg 497-498). 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 20—DEPARTMENT OF INSURANCE,
FINANCIAL INSTITUTIONS AND PROFESSIONAL
REGISTRATION
Division 2085—Board of Cosmetology and Barber
Examiners
Chapter 8—Cosmetology Instructors and Instructor
Trainees**

ORDER OF RULEMAKING

By the authority vested in the Board of Cosmetology and Barber Examiners under sections 329.025.1 and 329.085, RSMo Supp. 2013, the board amends a rule as follows:

20 CSR 2085-8.070 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on January 2, 2014 (39 MoReg 68-72). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The board received one (1) comment on the proposed amendment.

COMMENT #1: Scott Sharp, vice-president of the Missouri Association of Cosmetology Schools (MACS) suggested that “university” be changed to “a Missouri State University” or for the board to obtain an official legal definition of “university” prior to going forward with this rule.

RESPONSE AND EXPLANATION OF CHANGE: The Board of Cosmetology and Barber Examiners (board) wishes to thank the MACS association for the comment received. The board held an open conference call to discuss the comment received. The board determined to move forward only the proposed change to the regulation that will reduce the hours required for the board-approved seminar from twelve (12) down to eight (8) hours. The board is also amending paragraph (4)(A)4. to coincide with the changes in section (2).

20 CSR 2085-8.070 Instructor Renewal and Inactive License Requirements

(4) Approval of Instructor Seminar Training.

(A) All seminar programs must be submitted by the sponsoring university or association to the board for approval prior to the first day of the calendar year in which the seminar is scheduled to be held and no later than sixty (60) days prior to the scheduled date of the seminar. Seminar programs submitted for approval must include the following information:

1. A copy of the proposed program schedule;
 2. An outline of the subject matter;
 3. The identity and qualifications of the speakers or instructors;
- and
4. The number of hours of the presentation (minimum of eight

(8) hours required).

(B) Seminar sponsors shall be responsible for accurate attendance records and shall provide the board with an alphabetical listing of names, addresses, and license numbers of those granted certificates of attendance and shall furnish evidence of attendance to the instructors showing the date and place of the seminar, signed by the sponsor secretary, or chairman, and shall indicate state board approved.

**Title 20—DEPARTMENT OF INSURANCE,
FINANCIAL INSTITUTIONS AND PROFESSIONAL
REGISTRATION**

**Division 2231—Division of Professional Registration
Chapter 2—Designation of License Renewal Dates and
Related Renewal Information**

ORDER OF RULEMAKING

By the authority vested in the Division of Professional Registration under section 324.001, RSMo Supp. 2013, the division amends a rule as follows:

**20 CSR 2231-2.010 Designation of License Renewal Dates and
Related Renewal Information is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on February 18, 2014 (39 MoReg 498). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

STATUTORY LIST OF CONTRACTORS BARRED FROM PUBLIC WORKS PROJECTS

The following is a list of contractor(s) who have been prosecuted and convicted of violating the Missouri Prevailing Wage Law, and whose Notice of Conviction has been filed with the Secretary of State pursuant to Section 290.330, RSMo. Under this statute, no public body shall award a contract for public works to any contractor or subcontractor, or simulation thereof, during the time that such contractor or subcontractor's name appears on this state debarment list maintained by the Secretary of State. In addition, this list includes contractor(s) that have agreed to entry of an injunction permanently prohibiting them and any persons and entities related to them from engaging in, or having any involvement in, any business in Missouri.

Contractors Convicted of Violations of the Missouri Prevailing Wage Law

<u>Name of Contractor</u>	<u>Name of Officers</u>	<u>Address</u>	<u>Date of Conviction</u>	<u>Debarment Period</u>
Urban Metropolitan Development, LLC Case No. 12AO-CR01752 (Jasper County Cir. Ct.)		1101 Juniper St., Ste. 925 Atlanta, Georgia 30309	08/08/2013	08/08/2013 to 08/08/2014

Contractors Agreeing to Permanent Prohibition from Engaging In, or Having Any Involvement In, Any Business in Missouri

<u>Name of Contractor</u>	<u>Name of Officers</u>	<u>Address</u>	<u>Date of Injunction</u>	<u>Debarment Period</u>
Urban Metropolitan Development, LLC		1101 Juniper St., Ste. 925 Atlanta, Georgia 30309	09/27/2013	Permanent
Troy Langley		1101 Juniper St., Ste. 925 Atlanta, Georgia 30309	09/27/2013	Permanent

Dated this 17th day of March 2014.


 John E. Lindsey, Division Director

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

**NOTICE OF DISSOLUTION TO ALL CREDITORS OF
AND CLAIMANTS AGAINST
SUSAN A. GODWIN, D.M.D./ORAL SURGERY ASSOCIATES, P.C.**

On March 31, 2014, SUSAN A. GODWIN, D.M.D./ORAL SURGERY ASSOCIATES, P.C., a Missouri professional corporation ("Corporation") agreed to dissolve and wind up the Corporation.

The Corporation requests that all persons and organizations who have claims against it present those claims immediately by letter to Jay A. Nathanson at Greensfelder, Hemker & Gale, P.C., 10 South Broadway, Suite 2000, St. Louis, Missouri 63102. All claims must include the name and address of the claimant, the amount claimed, the basis for the claim, the date(s) on which the event(s) on which the claim is based occurred, whether the claim was secured, and, if so, the collateral used as security.

NOTE: BECAUSE OF THE DISSOLUTION AND WINDING UP OF SUSAN A. GODWIN, D.M.D./ORAL SURGERY ASSOCIATES, P.C., ANY CLAIMS AGAINST IT WILL BE BARRED UNLESS A PROCEEDING TO ENFORCE THE CLAIM IS COMMENCED WITHIN TWO (2) YEARS AFTER MARCH ____, 2014.

Jay A. Nathanson, Authorized Representative

**NOTICE OF DISSOLUTION OF LIMITED LIABILITY COMPANY
TO ALL CREDITORS OF AND CLAIMANTS AGAINST
ARIZONA KOHNAM RETURN, LLC**

On April 15, 2014, Arizona Kohnam Return, LLC, a Missouri limited liability company (hereinafter the "Company"), filed its Notice of Winding Up for a Limited Liability Company with the Missouri Secretary of State.

Any claims against the Company may be sent to: Douglas M. Neeb, 1111 Main Street, Suite 1600, Kansas City, Missouri, 64105. Each claim must include the following information: name, address and phone number of the claimant; amount claimed; date on which the claim arose; basis for the claim; and documentation in support of the claim

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

**NOTICE OF DISSOLUTION OF LIMITED LIABILITY COMPANY
TO ALL CREDITORS OF AND CLAIMANTS AGAINST
BUCKEYE ARIZONA DFG RETURN, LLC**

On April 15, 2014, Buckeye Arizona DFG Return, LLC, a Missouri limited liability company (hereinafter the "Company"), filed its Notice of Winding Up for a Limited Liability Company with the Missouri Secretary of State.

Any claims against the Company may be sent to: Douglas M. Neeb, 1111 Main Street, Suite 1600, Kansas City, Missouri, 64105. Each claim must include the following information: name, address and phone number of the claimant; amount claimed; date on which the claim arose; basis for the claim; and documentation in support of the claim

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

**NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY
TO ALL CREDITORS OF AND CLAIMANTS AGAINST**

On April 21, 2014, Bristol Foods, LLC, a Missouri limited liability company ("Company"), filed its Notice of Winding Up with the Missouri Secretary of State, effective on the filing date.

All persons and organizations must submit to Company, c/o Frank C. Carnahan, Carnahan, Evans, Cantwell & Brown, P.C., 2805 S. Ingram Mill, Springfield, Missouri 65804, a written summary of any claims against Company, including: 1) claimant's name, address and telephone number; 2) amount of claim; 3) date(s) claim accrued (or will accrue); 4) brief description of the nature of the debt or the basis for the claim; and 5) if the claim is secured, and if so, the collateral used as security.

Because of the dissolution, any claims against Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the last of filing or publication of this Notice.

**NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY
TO ALL CREDITORS AND CLAIMANTS AGAINST
MISSOURI PLASTICS, L.L.C.**

On April 14, 2014, Missouri Plastics, L.L.C. ("Company"), a Missouri limited liability company (Charter #LC0028503) filed its Notice of Winding Up with the Missouri Secretary of State, effective on the filing date.

All persons and organizations must submit to Missouri Plastics, L.L.C. c/o Adam E. Hanna, Bradshaw, Steele, Cochrane & Berens, L.C., PO Box 1300, Cape Girardeau, MO 63702-1300, a written summary of any claims against the Company, including 1) claimant's name, address and telephone number; 2) amount of claim; 3) date(s) claim accrued (or will accrue); 4) brief description of the debt or the basis for the claim; and 5) if the claim is secured, and if so, the collateral used as security.

Because of the dissolution, any claims against the Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the last filing or publication of this notice.

**NOTICE OF DISSOLUTION
TO ALL CREDITORS OF AND
CLAIMANTS AGAINST
Private Reserve Associates, L.L.C.**

On April 14, 2014, Private Reserve Associates, L.L.C., a Missouri limited liability company (the "Company"), filed its Notice of Winding Up for a Limited Liability Company with the Secretary of State of Missouri. The Company requests that any and all claims against the Company be presented by letter to the Company in care of Riezman Berger, P.C., c/o Mark J. Temkin, 7700 Bonhomme Avenue, 7th Floor, St. Louis, Missouri 63105. Each claim against the Company must include the following information: the name, the address and telephone number of the claimant; the amount of the claim; the date on which the claim arose; a brief description of the nature of or the basis for the claim; and any documentation related to the claim. All claims against the Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication of this notice.

**NOTICE OF DISSOLUTION OF LIMITED LIABILITY COMPANY
TO ALL CREDITORS OF AND CLAIMANTS AGAINST
SORRENTO PHOENIX RETURN, LLC**

On April 16, 2014, Sorrento Phoenix Return, LLC, a Missouri limited liability company (hereinafter the "Company"), filed its Notice of Winding Up for a Limited Liability Company with the Missouri Secretary of State.

Any claims against the Company may be sent to: Douglas M. Neeb, 1111 Main Street, Suite 1600, Kansas City, Missouri, 64105. Each claim must include the following information: name, address and phone number of the claimant; amount claimed; date on which the claim arose; basis for the claim; and documentation in support of the claim

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

**NOTICE OF DISSOLUTION OF LIMITED LIABILITY COMPANY
TO ALL CREDITORS OF AND CLAIMANTS AGAINST
SORRENTO PHOENIX RETURN II, LLC**

On April 16, 2014, Sorrento Phoenix Return II, LLC, a Missouri limited liability company (hereinafter the "Company"), filed its Notice of Winding Up for a Limited Liability Company with the Missouri Secretary of State.

Any claims against the Company may be sent to: Douglas M. Neeb, 1111 Main Street, Suite 1600, Kansas City, Missouri, 64105. Each claim must include the following information: name, address and phone number of the claimant; amount claimed; date on which the claim arose; basis for the claim; and documentation in support of the claim

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

NOTICE OF WINDING UP FOR LIMITED LIABILITY COMPANY

1. The name of the limited liability company is Mothers Touch Learning Center, LLC.
2. The Articles of Organization for Mothers Touch Learning Center, LLC, were filed with the Missouri Secretary of State on March 27, 2009.
3. On April 11, 2014 Mothers Touch Learning Center, LLC filed a Notice of Winding Up for Limited Liability Company with the Secretary of State of Missouri.
4. Persons with claims against Mothers Touch Learning Center, LLC should present them in accordance with the following procedure:
 - (a) In order to file a claim with Mothers Touch Learning Center, LLC, you must furnish the following:
 - (i) Amount of the claim
 - (ii) Basis for the claim
 - (iii) Documentation for the claim
 - (b) The claim must be mailed to:

Heather L. Penrod
851 E. Cambridge
Springfield, MO 65807
5. A claim against Mothers Touch Learning Center, LLC will be barred unless a proceeding to enforce the claim is commenced within three (3) years after publication of this notice.

**NOTICE OF WINDING UP OF
LIMITED LIABILITY COMPANY
TO ALL CREDITORS OF AND CLAIMANTS AGAINST
LEHR OXFORD, LLC**

On March 31, 2014, Lehr Oxford, LLC, a Missouri limited liability company ("Company"), filed its Notice of Winding Up with the Missouri Secretary of State, effective on the filing date.

All persons and organizations must submit to Company, c/o Alan D. Lobel, Attorney at Law, 7751 Carondelet Ave., Suite 708, Clayton, Missouri 63105, a written summary of any claims against Company, including: 1) claimant's name, address, and telephone number; 2) amount of claim; 3) date(s) claim accrued (or will accrue); 4) brief description of the nature of the debt or the basis of the claim; 5) if the claim is secured, and if so, the collateral used as security.

Because of the dissolution, any claims against Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the last filing or publication of this Notice.

Rule Changes Since Update to Code of State Regulations

This cumulative table gives you the latest status of rules. It contains citations of rulemakings adopted or proposed after deadline for the monthly Update Service to the *Code of State Regulations*, citations are to volume and page number in the *Missouri Register*, except for material in this issue. The first number in the table cite refers to the volume number or the publication year—37 (2012) and 38 (2013). MoReg refers to *Missouri Register* and the numbers refer to a specific *Register* page, R indicates a rescission, W indicates a withdrawal, S indicates a statement of actual cost, T indicates an order terminating a rule, N.A. indicates not applicable, RAN indicates a rule action notice, RUC indicates a rule under consideration, and F indicates future effective date.

Rule Number	Agency	Emergency	Proposed	Order	In Addition
1 CSR 10	OFFICE OF ADMINISTRATION State Officials' Salary Compensation Schedule				37 MoReg 1859 38 MoReg 2053
DEPARTMENT OF AGRICULTURE					
2 CSR 30-10.010	Animal Health		39 MoReg 68	39 MoReg 871	
2 CSR 80-2.050	State Milk Board		38 MoReg 1363	39 MoReg 253	
2 CSR 80-5.010	State Milk Board		38 MoReg 1363	39 MoReg 253	
2 CSR 90-10	Weights and Measures				38 MoReg 1241
2 CSR 90-30.040	Weights and Measures		38 MoReg 1099	39 MoReg 871	
DEPARTMENT OF CONSERVATION					
3 CSR 10-3.010	Conservation Commission		38 MoReg 1742	39 MoReg 253	
3 CSR 10-4.111	Conservation Commission		39 MoReg 849		
3 CSR 10-4.130	Conservation Commission		38 MoReg 1742	39 MoReg 253	
3 CSR 10-5.430	Conservation Commission		38 MoReg 1742	39 MoReg 253	
3 CSR 10-6.510	Conservation Commission		38 MoReg 1742	39 MoReg 254	
3 CSR 10-6.545	Conservation Commission		38 MoReg 1743	39 MoReg 255	
3 CSR 10-6.550	Conservation Commission		38 MoReg 1743 39 MoReg 849	39 MoReg 255	
3 CSR 10-7.410	Conservation Commission		38 MoReg 1744	39 MoReg 255	
3 CSR 10-7.431	Conservation Commission		38 MoReg 1744	39 MoReg 255	
3 CSR 10-7.433	Conservation Commission		38 MoReg 1744	39 MoReg 255	
3 CSR 10-7.434	Conservation Commission		N.A.	This Issue	
3 CSR 10-7.437	Conservation Commission		N.A.	This Issue	
3 CSR 10-7.440	Conservation Commission		N.A.	This Issue	
3 CSR 10-7.440	Conservation Commission		38 MoReg 1745	39 MoReg 255	
3 CSR 10-7.455	Conservation Commission				39 MoReg 403
3 CSR 10-9.105	Conservation Commission		38 MoReg 1745	39 MoReg 256	
3 CSR 10-9.110	Conservation Commission		38 MoReg 1747	39 MoReg 256	
3 CSR 10-9.442	Conservation Commission		38 MoReg 1750	39 MoReg 256	
3 CSR 10-10.705	Conservation Commission		38 MoReg 1750	39 MoReg 256	
3 CSR 10-10.735	Conservation Commission		39 MoReg 849		
3 CSR 10-10.744	Conservation Commission		38 MoReg 1752	39 MoReg 256	
3 CSR 10-11.115	Conservation Commission		39 MoReg 850		
3 CSR 10-11.130	Conservation Commission		38 MoReg 1752	39 MoReg 256	
3 CSR 10-11.180	Conservation Commission		38 MoReg 1752	39 MoReg 257	
3 CSR 10-11.184	Conservation Commission		38 MoReg 1753	39 MoReg 257	
3 CSR 10-11.185	Conservation Commission		38 MoReg 1753	39 MoReg 257	
3 CSR 10-11.205	Conservation Commission		38 MoReg 1754 39 MoReg 850	39 MoReg 257	
3 CSR 10-11.210	Conservation Commission		39 MoReg 851		
3 CSR 10-11.215	Conservation Commission		39 MoReg 851		
3 CSR 10-12.110	Conservation Commission		38 MoReg 1754 39 MoReg 852	39 MoReg 257	
3 CSR 10-12.115	Conservation Commission		38 MoReg 1755	39 MoReg 257	
3 CSR 10-12.125	Conservation Commission		38 MoReg 1756	39 MoReg 258	
3 CSR 10-12.135	Conservation Commission		38 MoReg 1756	39 MoReg 258	
3 CSR 10-12.140	Conservation Commission		38 MoReg 1757 39 MoReg 852	39 MoReg 258 39 MoReg 874	
3 CSR 10-12.145	Conservation Commission		38 MoReg 1757 N.A. 39 MoReg 852	39 MoReg 258 39 MoReg 874	
DEPARTMENT OF ECONOMIC DEVELOPMENT					
4 CSR 85-8.010	Division of Business and Community Services	38 MoReg 1925 39 MoReg 489T			
4 CSR 85-8.011	Division of Business and Community Services		39 MoReg 915	39 MoReg 591	
4 CSR 85-8.020	Division of Business and Community Services	38 MoReg 1934 39 MoReg 489T			
4 CSR 85-8.021	Division of Business and Community Services	39 MoReg 924		39 MoReg 600	
4 CSR 85-8.030	Division of Business and Community Services	38 MoReg 1934 39 MoReg 489T			
4 CSR 85-9.010	Division of Business and Community Services	38 MoReg 1935 39 MoReg 489T			
4 CSR 85-9.011	Division of Business and Community Services	39 MoReg 924		39 MoReg 600	

Rule Number	Agency	Emergency	Proposed	Order	In Addition
4 CSR 85-9.020	Division of Business and Community Services	38 MoReg 1936 39 MoReg 489T			
4 CSR 85-9.021	Division of Business and Community Services	39 MoReg 926	39 MoReg 602		
4 CSR 85-9.030	Division of Business and Community Services	38 MoReg 1937 39 MoReg 490T			
4 CSR 85-9.031	Division of Business and Community Services	39 MoReg 927	39 MoReg 603		
4 CSR 85-9.035	Division of Business and Community Services	39 MoReg 938	39 MoReg 613		
4 CSR 85-9.040	Division of Business and Community Services	38 MoReg 1947 39 MoReg 490T			
4 CSR 85-9.041	Division of Business and Community Services	39 MoReg 942	39 MoReg 617		
4 CSR 85-9.050	Division of Business and Community Services	38 MoReg 1954 39 MoReg 490T			
4 CSR 85-9.051	Division of Business and Community Services	39 MoReg 946	39 MoReg 621		
4 CSR 85-10.010	Division of Business and Community Services		39 MoReg 721		
4 CSR 85-10.020	Division of Business and Community Services		39 MoReg 723		
4 CSR 85-10.030	Division of Business and Community Services		39 MoReg 724		
4 CSR 85-10.040	Division of Business and Community Services		39 MoReg 725		
4 CSR 85-10.050	Division of Business and Community Services		39 MoReg 726		
4 CSR 85-10.060	Division of Business and Community Services		39 MoReg 728		
4 CSR 240-2.090	Public Service Commission		39 MoReg 630		
DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION					
5 CSR 10-2.010	Commissioner of Education		38 MoReg 1966	39 MoReg 785	
5 CSR 10-2.020	Commissioner of Education		38 MoReg 1971	39 MoReg 785	
5 CSR 10-2.030	Commissioner of Education		38 MoReg 1971	39 MoReg 786	
5 CSR 20-100.170	Division of Learning Services		38 MoReg 1972R	39 MoReg 960R	
5 CSR 20-100.255	Division of Learning Services		37 MoReg 1571	38 MoReg 520F	
5 CSR 20-100.265	Division of Learning Services		38 MoReg 1758	39 MoReg 786	
5 CSR 20-200.290	Division of Learning Services		38 MoReg 1762	39 MoReg 787	
5 CSR 20-200.300	Division of Learning Services		38 MoReg 1762	39 MoReg 788	
5 CSR 20-400.120	Division of Learning Services		39 MoReg 191R	This IssueR	
5 CSR 20-400.130	Division of Learning Services		39 MoReg 191R	This IssueR	
5 CSR 20-400.140	Division of Learning Services		39 MoReg 192R	This IssueR	
5 CSR 20-400.450	Division of Learning Services		This Issue		
5 CSR 20-400.500	Division of Learning Services		38 MoReg 1976	39 MoReg 792	
5 CSR 20-400.510	Division of Learning Services		38 MoReg 1977	39 MoReg 793	
5 CSR 20-400.520	Division of Learning Services		38 MoReg 1978	39 MoReg 795	
5 CSR 20-400.530	Division of Learning Services		38 MoReg 1979	39 MoReg 797	
5 CSR 20-400.540	Division of Learning Services		38 MoReg 1981	39 MoReg 798	
5 CSR 20-400.550	Division of Learning Services		38 MoReg 1985	39 MoReg 800	
5 CSR 20-400.560	Division of Learning Services		38 MoReg 1987	39 MoReg 803	
5 CSR 20-400.570	Division of Learning Services		38 MoReg 1992	39 MoReg 809	
5 CSR 20-400.580	Division of Learning Services		38 MoReg 1992	39 MoReg 809	
5 CSR 20-400.590	Division of Learning Services		38 MoReg 1993	39 MoReg 810	
5 CSR 20-400.600	Division of Learning Services		38 MoReg 1994	39 MoReg 810	
5 CSR 20-400.610	Division of Learning Services		38 MoReg 1994	39 MoReg 811	
5 CSR 20-400.620	Division of Learning Services		38 MoReg 1998	39 MoReg 814	
5 CSR 20-400.630	Division of Learning Services		38 MoReg 1998	39 MoReg 815	
5 CSR 20-400.640	Division of Learning Services		38 MoReg 1999	39 MoReg 815	
5 CSR 20-400.650	Division of Learning Services		38 MoReg 2002	39 MoReg 818	
5 CSR 20-400.660	Division of Learning Services		38 MoReg 2003	39 MoReg 819	
5 CSR 20-400.670	Division of Learning Services		38 MoReg 2005	39 MoReg 821	
5 CSR 20-400.680	Division of Learning Services		38 MoReg 2006	39 MoReg 823	
5 CSR 20-400.690	Division of Learning Services		38 MoReg 2007	39 MoReg 823	
5 CSR 20-400.700	Division of Learning Services		38 MoReg 2008	39 MoReg 824	
5 CSR 20-500.120	Division of Learning Services		38 MoReg 1764	39 MoReg 824	
5 CSR 20-500.130	Division of Learning Services		39 MoReg 630		
5 CSR 20-500.140	Division of Learning Services		39 MoReg 631		
5 CSR 20-500.150	Division of Learning Services		39 MoReg 632		
5 CSR 20-500.160	Division of Learning Services		39 MoReg 633		
5 CSR 20-500.170	Division of Learning Services		39 MoReg 633		
5 CSR 20-500.180	Division of Learning Services		39 MoReg 634		
5 CSR 20-500.190	Division of Learning Services		39 MoReg 634		
5 CSR 20-500.200	Division of Learning Services		39 MoReg 635		
5 CSR 100-200.010	Missouri Commission for the Deaf and Hard of Hearing		39 MoReg 636		
5 CSR 100-200.030	Missouri Commission for the Deaf and Hard of Hearing		39 MoReg 636R		
5 CSR 100-200.035	Missouri Commission for the Deaf and Hard of Hearing		39 MoReg 637		
5 CSR 100-200.040	Missouri Commission for the Deaf and Hard of Hearing		39 MoReg 639		
5 CSR 100-200.045	Missouri Commission for the Deaf and Hard of Hearing		39 MoReg 639		
5 CSR 100-200.050	Missouri Commission for the Deaf and Hard of Hearing		39 MoReg 640		
5 CSR 100-200.060	Missouri Commission for the Deaf and Hard of Hearing		39 MoReg 642		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
5 CSR 100-200.070	Missouri Commission for the Deaf and Hard of Hearing		39 MoReg 642		
5 CSR 100-200.075	Missouri Commission for the Deaf and Hard of Hearing		39 MoReg 643R		
5 CSR 100-200.130	Missouri Commission for the Deaf and Hard of Hearing		39 MoReg 643		
5 CSR 100-200.150	Missouri Commission for the Deaf and Hard of Hearing		39 MoReg 645		
5 CSR 100-200.170	Missouri Commission for the Deaf and Hard of Hearing		39 MoReg 648		
5 CSR 100-200.210	Missouri Commission for the Deaf and Hard of Hearing		39 MoReg 651		
DEPARTMENT OF HIGHER EDUCATION					
6 CSR 10-2.140	Commissioner of Higher Education		39 MoReg 1029		
DEPARTMENT OF TRANSPORTATION					
7 CSR 10-1.010	Missouri Highways and Transportation Commission		39 MoReg 729R 39 MoReg 729		
7 CSR 10-6.010	Missouri Highways and Transportation Commission		38 MoReg 1860	39 MoReg 874	
7 CSR 10-6.015	Missouri Highways and Transportation Commission		38 MoReg 1861	39 MoReg 874	
7 CSR 10-6.020	Missouri Highways and Transportation Commission		38 MoReg 1862	39 MoReg 875	
7 CSR 10-6.030	Missouri Highways and Transportation Commission		38 MoReg 1863	39 MoReg 875	
7 CSR 10-6.040	Missouri Highways and Transportation Commission		38 MoReg 1864	39 MoReg 875	
7 CSR 10-6.050	Missouri Highways and Transportation Commission		38 MoReg 1870	39 MoReg 875	
7 CSR 10-6.060	Missouri Highways and Transportation Commission		38 MoReg 1870	39 MoReg 876	
7 CSR 10-6.070	Missouri Highways and Transportation Commission		38 MoReg 1871	39 MoReg 876	
7 CSR 10-6.080	Missouri Highways and Transportation Commission		38 MoReg 1873	39 MoReg 876	
7 CSR 10-6.085	Missouri Highways and Transportation Commission		38 MoReg 1874	39 MoReg 876	
7 CSR 10-6.090	Missouri Highways and Transportation Commission		38 MoReg 1876	39 MoReg 876	
7 CSR 10-12.010	Missouri Highways and Transportation Commission		39 MoReg 493		
7 CSR 10-12.020	Missouri Highways and Transportation Commission		39 MoReg 493		
7 CSR 10-12.030	Missouri Highways and Transportation Commission		39 MoReg 494		
DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS					
8 CSR 10-3.150	Division of Employment Security	38 MoReg 1515	38 MoReg 1532	39 MoReg 258	
8 CSR 10-4.020	Division of Employment Security		38 MoReg 1533	39 MoReg 258	
8 CSR 10-4.210	Division of Employment Security	38 MoReg 1516	38 MoReg 1533	39 MoReg 259	
8 CSR 50-2.030	Division of Workers' Compensation		38 MoReg 2087	39 MoReg 876	
DEPARTMENT OF MENTAL HEALTH					
9 CSR 30-2.010	Certification Standards		39 MoReg 438	This Issue	
DEPARTMENT OF NATURAL RESOURCES					
10 CSR 10-3.010	Air Conservation Commission		38 MoReg 1100R	38 MoReg 2045R	
10 CSR 10-5.220	Air Conservation Commission		39 MoReg 769		
10 CSR 10-5.240	Air Conservation Commission		38 MoReg 1877R	This IssueR	
10 CSR 10-6.010	Air Conservation Commission		38 MoReg 2089	This Issue	
10 CSR 10-6.040	Air Conservation Commission		39 MoReg 853		
10 CSR 10-6.165	Air Conservation Commission		39 MoReg 732		
10 CSR 10-6.200	Air Conservation Commission		38 MoReg 1382 38 MoReg 2008	This Issue	
10 CSR 20-6.011	Clean Water Commission		38 MoReg 1534	39 MoReg 877	
10 CSR 20-7.015	Clean Water Commission		38 MoReg 913	39 MoReg 259	
10 CSR 20-7.031	Clean Water Commission		38 MoReg 939	39 MoReg 291	
10 CSR 25	Hazardous Waste Management Commission				39 MoReg 461RUC
10 CSR 40-6.030	Land Reclamation Commission		38 MoReg 1298	38 MoReg 2045	
10 CSR 40-6.070	Land Reclamation Commission		38 MoReg 1299	38 MoReg 2045	
10 CSR 40-6.100	Land Reclamation Commission		38 MoReg 1300	38 MoReg 2045	
10 CSR 40-8.030	Land Reclamation Commission		38 MoReg 1301	38 MoReg 2046	
10 CSR 40-8.040	Land Reclamation Commission		38 MoReg 1301	38 MoReg 2046	
10 CSR 140-2	Division of Energy				38 MoReg 432 38 MoReg 1431
DEPARTMENT OF PUBLIC SAFETY					
11 CSR 45-1.090	Missouri Gaming Commission		39 MoReg 651		
11 CSR 45-4.010	Missouri Gaming Commission		39 MoReg 192		
11 CSR 45-4.020	Missouri Gaming Commission		39 MoReg 192		
11 CSR 45-4.030	Missouri Gaming Commission		39 MoReg 196		
11 CSR 45-4.055	Missouri Gaming Commission		39 MoReg 196		
11 CSR 45-4.190	Missouri Gaming Commission		39 MoReg 196		
11 CSR 45-4.200	Missouri Gaming Commission		39 MoReg 197		
11 CSR 45-4.205	Missouri Gaming Commission		39 MoReg 198R		
11 CSR 45-4.230	Missouri Gaming Commission		39 MoReg 652		
11 CSR 45-4.260	Missouri Gaming Commission		39 MoReg 198		
11 CSR 45-4.380	Missouri Gaming Commission		39 MoReg 201		
11 CSR 45-4.390	Missouri Gaming Commission		39 MoReg 201		
11 CSR 45-4.400	Missouri Gaming Commission		39 MoReg 203		
11 CSR 45-4.410	Missouri Gaming Commission		39 MoReg 203		
11 CSR 45-4.420	Missouri Gaming Commission		39 MoReg 204		
11 CSR 45-5.190	Missouri Gaming Commission		39 MoReg 657		
11 CSR 45-5.225	Missouri Gaming Commission		39 MoReg 658		
11 CSR 45-5.237	Missouri Gaming Commission		38 MoReg 2019	39 MoReg 960	
11 CSR 45-7.170	Missouri Gaming Commission		39 MoReg 204		
11 CSR 45-9.111	Missouri Gaming Commission		38 MoReg 2020	39 MoReg 960	
11 CSR 45-9.113	Missouri Gaming Commission		39 MoReg 204		
11 CSR 45-9.118	Missouri Gaming Commission		39 MoReg 205		
11 CSR 45-9.119	Missouri Gaming Commission		38 MoReg 2022	39 MoReg 961	
11 CSR 45-10.020	Missouri Gaming Commission		39 MoReg 205		
11 CSR 45-13.030	Missouri Gaming Commission		39 MoReg 205		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
DEPARTMENT OF REVENUE					
12 CSR 10-23.500	Director of Revenue	38 MoReg 1520	38 MoReg 1550	39 MoReg 164	
12 CSR 10-109.050	Director of Revenue		39 MoReg 495	This Issue	
12 CSR 30-4.010	State Tax Commission		39 MoReg 438	39 MoReg 1031	
DEPARTMENT OF SOCIAL SERVICES					
13 CSR 35-71.010	Children's Division		39 MoReg 206	39 MoReg 1031	
13 CSR 35-71.020	Children's Division		39 MoReg 207	39 MoReg 1031	
13 CSR 35-71.025	Children's Division		39 MoReg 209	39 MoReg 1032	
13 CSR 35-71.030	Children's Division		39 MoReg 210	39 MoReg 1032	
13 CSR 35-71.035	Children's Division		39 MoReg 213	39 MoReg 1032	
13 CSR 35-71.040	Children's Division		39 MoReg 213	39 MoReg 1032	
13 CSR 35-71.045	Children's Division		39 MoReg 214	39 MoReg 1033	
13 CSR 35-71.050	Children's Division		39 MoReg 216	39 MoReg 1033	
13 CSR 35-71.060	Children's Division		39 MoReg 218	39 MoReg 1033	
13 CSR 35-71.070	Children's Division		39 MoReg 220	39 MoReg 1033	
13 CSR 35-71.075	Children's Division		39 MoReg 225	39 MoReg 1033	
13 CSR 35-71.080	Children's Division		39 MoReg 226	39 MoReg 1033	
13 CSR 35-71.090	Children's Division		39 MoReg 228	39 MoReg 1034	
13 CSR 35-71.100	Children's Division		39 MoReg 228	39 MoReg 1034	
13 CSR 35-71.110	Children's Division		39 MoReg 230	39 MoReg 1034	
13 CSR 35-71.120	Children's Division		39 MoReg 231	39 MoReg 1034	
13 CSR 35-71.130	Children's Division		39 MoReg 231	39 MoReg 1034	
13 CSR 35-71.140	Children's Division		39 MoReg 233	39 MoReg 1035	
13 CSR 40-2.010	Family Support Division	39 MoReg 431	38 MoReg 1393	39 MoReg 164	
13 CSR 40-7.010	Family Support Division	39 MoReg 432	38 MoReg 1394	39 MoReg 164	
13 CSR 40-7.015	Family Support Division	39 MoReg 433	38 MoReg 1395	39 MoReg 164	
13 CSR 40-7.020	Family Support Division	39 MoReg 434	38 MoReg 1396	39 MoReg 165	
13 CSR 40-7.030	Family Support Division	39 MoReg 435	38 MoReg 1396	39 MoReg 165	
13 CSR 40-7.035	Family Support Division		39 MoReg 1029		
13 CSR 40-7.040	Family Support Division	39 MoReg 436	38 MoReg 1397	39 MoReg 165	
13 CSR 40-24.080	Family Support Division		38 MoReg 2026	39 MoReg 961	
13 CSR 40-24.090	Family Support Division		38 MoReg 2032	39 MoReg 962	
13 CSR 40-24.100	Family Support Division		38 MoReg 2035	39 MoReg 963	
13 CSR 40-100.040	Family Support Division	38 MoReg 1601	38 MoReg 1617	39 MoReg 398	
13 CSR 65-2.010	Missouri Medicaid Audit and Compliance		39 MoReg 235		
13 CSR 65-2.020	Missouri Medicaid Audit and Compliance		39 MoReg 238		
13 CSR 65-2.030	Missouri Medicaid Audit and Compliance		39 MoReg 245		
13 CSR 70-1.020	MO HealthNet Division		39 MoReg 854		
13 CSR 70-2.200	MO HealthNet Division		39 MoReg 856		
13 CSR 70-3.250	MO HealthNet Division		39 MoReg 858		
13 CSR 70-10.015	MO HealthNet Division		38 MoReg 1218	38 MoReg 2046	
13 CSR 70-10.016	MO HealthNet Division	39 MoReg 765	38 MoReg 2039	39 MoReg 824	
13 CSR 70-10.030	MO HealthNet Division		39 MoReg 245	39 MoReg 964	
13 CSR 70-10.160	MO HealthNet Division	38 MoReg 1520	38 MoReg 1221	38 MoReg 2046	
13 CSR 70-15.010	MO HealthNet Division	38 MoReg 1215	38 MoReg 1222	38 MoReg 2046	
13 CSR 70-15.110	MO HealthNet Division	38 MoReg 1216	38 MoReg 1226	38 MoReg 2046	
13 CSR 70-15.160	MO HealthNet Division		38 MoReg 1232	38 MoReg 2047	
ELECTED OFFICIALS					
15 CSR 30-15.010	Secretary of State		38 MoReg 1553	39 MoReg 398	
15 CSR 30-15.020	Secretary of State		38 MoReg 1553	39 MoReg 398	
15 CSR 30-50.010	Secretary of State		38 MoReg 835		
			39 MoReg 249		
15 CSR 30-50.040	Secretary of State		38 MoReg 835		
			39 MoReg 249		
15 CSR 30-52.015	Secretary of State		38 MoReg 836		
			39 MoReg 250		
15 CSR 30-52.030	Secretary of State		38 MoReg 836		
			39 MoReg 250		
15 CSR 30-52.275	Secretary of State		38 MoReg 837		
			39 MoReg 251		
15 CSR 30-54.010	Secretary of State		38 MoReg 837		
			39 MoReg 251		
15 CSR 30-54.070	Secretary of State		38 MoReg 837		
			39 MoReg 251		
15 CSR 30-54.150	Secretary of State		38 MoReg 838		
			39 MoReg 252		
15 CSR 30-90.010	Secretary of State	38 MoReg 1522	38 MoReg 1554	39 MoReg 398	
15 CSR 30-90.090	Secretary of State	38 MoReg 1522	38 MoReg 1554	39 MoReg 398	
15 CSR 30-90.170	Secretary of State	38 MoReg 1523	38 MoReg 1555	39 MoReg 398	
RETIREMENT SYSTEMS					
16 CSR 10-1.040	The Public School Retirement System of Missouri		38 MoReg 1232	38 MoReg 2047	
16 CSR 10-3.010	The Public School Retirement System of Missouri		38 MoReg 1233	38 MoReg 2047	
			39 MoReg 497	This Issue	
16 CSR 10-4.005	The Public School Retirement System of Missouri		38 MoReg 1234	38 MoReg 2047	
16 CSR 10-4.014	The Public School Retirement System of Missouri		This Issue		
16 CSR 10-4.018	The Public School Retirement System of Missouri		This Issue		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
16 CSR 10-5.010	The Public School Retirement System of Missouri		38 MoReg 1235	38 MoReg 2047	
16 CSR 10-5.030	The Public School Retirement System of Missouri		This Issue		
16 CSR 10-6.020	The Public School Retirement System of Missouri		38 MoReg 1235 39 MoReg 497	38 MoReg 2048 This Issue	
16 CSR 10-6.045	The Public School Retirement System of Missouri		This Issue		
16 CSR 10-6.055	The Public School Retirement System of Missouri		This Issue		
16 CSR 10-6.060	The Public School Retirement System of Missouri		38 MoReg 1237	38 MoReg 2048	
16 CSR 10-6.090	The Public School Retirement System of Missouri		This Issue		
16 CSR 20-2.060	Missouri Local Government Employees' Retirement System (LAGERS)	39 MoReg 436	39 MoReg 441	39 MoReg 1035	
DEPARTMENT OF HEALTH AND SENIOR SERVICES					
19 CSR 10-33.010	Office of the Director		39 MoReg 732R 39 MoReg 733		
19 CSR 25-30.031	State Public Health Laboratory	38 MoReg 1602	38 MoReg 1623	39 MoReg 399	
19 CSR 25-30.050	State Public Health Laboratory	38 MoReg 1604	38 MoReg 1625	39 MoReg 399	
19 CSR 25-30.051	State Public Health Laboratory		38 MoReg 1625	39 MoReg 399	
19 CSR 25-30.060	State Public Health Laboratory	38 MoReg 1604	38 MoReg 1626	39 MoReg 399	
19 CSR 30-20.070	Division of Regulation and Licensure		39 MoReg 441		
19 CSR 30-20.088	Division of Regulation and Licensure		39 MoReg 443		
19 CSR 30-20.090	Division of Regulation and Licensure		39 MoReg 443		
19 CSR 30-20.094	Division of Regulation and Licensure		39 MoReg 444		
19 CSR 30-20.096	Division of Regulation and Licensure		39 MoReg 446		
19 CSR 30-20.098	Division of Regulation and Licensure		38 MoReg 1166	38 MoReg 2093	
19 CSR 30-20.104	Division of Regulation and Licensure		39 MoReg 447		
19 CSR 30-20.108	Division of Regulation and Licensure		39 MoReg 448		
19 CSR 30-20.110	Division of Regulation and Licensure		38 MoReg 1167	38 MoReg 2093	
19 CSR 30-20.112	Division of Regulation and Licensure		38 MoReg 1168	38 MoReg 2093	
19 CSR 30-20.114	Division of Regulation and Licensure		38 MoReg 1168	38 MoReg 2094	
19 CSR 30-20.116	Division of Regulation and Licensure		39 MoReg 449		
19 CSR 30-20.118	Division of Regulation and Licensure		38 MoReg 1170	38 MoReg 2094	
19 CSR 30-20.122	Division of Regulation and Licensure		38 MoReg 1170R	38 MoReg 2094R	
19 CSR 30-20.124	Division of Regulation and Licensure		38 MoReg 1171	38 MoReg 2094	
19 CSR 30-20.125	Division of Regulation and Licensure		39 MoReg 450		
19 CSR 30-20.136	Division of Regulation and Licensure		39 MoReg 451		
19 CSR 30-20.138	Division of Regulation and Licensure		39 MoReg 452		
19 CSR 30-20.140	Division of Regulation and Licensure		39 MoReg 452		
19 CSR 30-20.142	Division of Regulation and Licensure		38 MoReg 1171	38 MoReg 2095	
19 CSR 30-22.020	Division of Regulation and Licensure		39 MoReg 453R		
19 CSR 30-22.030	Division of Regulation and Licensure		39 MoReg 453R		
19 CSR 30-24.040	Division of Regulation and Licensure		39 MoReg 454R		
19 CSR 60-50	Missouri Health Facilities Review Committee				39 MoReg 740 39 MoReg 1036
19 CSR 60-50.400	Missouri Health Facilities Review Committee		39 MoReg 861		
19 CSR 60-50.410	Missouri Health Facilities Review Committee		39 MoReg 863		
19 CSR 60-50.415	Missouri Health Facilities Review Committee		39 MoReg 863		
19 CSR 60-50.420	Missouri Health Facilities Review Committee		39 MoReg 866		
19 CSR 60-50.430	Missouri Health Facilities Review Committee		39 MoReg 866		
19 CSR 60-50.440	Missouri Health Facilities Review Committee		39 MoReg 867		
19 CSR 60-50.450	Missouri Health Facilities Review Committee		39 MoReg 868		
19 CSR 60-50.600	Missouri Health Facilities Review Committee		39 MoReg 868		
19 CSR 60-50.700	Missouri Health Facilities Review Committee		39 MoReg 868		
DEPARTMENT OF INSURANCE, FINANCIAL INSTITUTIONS AND PROFESSIONAL REGISTRATION					
20 CSR	Applied Behavior Analysis Maximum Benefit				38 MoReg 432 39 MoReg 692
20 CSR	Construction Claims Binding Arbitration Cap				39 MoReg 167
20 CSR	Sovereign Immunity Limits				39 MoReg 167
20 CSR	State Legal Expense Fund Cap				39 MoReg 167
20 CSR 400-2.160	Life, Annuities and Health		38 MoReg 1555	39 MoReg 399	
20 CSR 2030-2.040	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		38 MoReg 1487	39 MoReg 400	
20 CSR 2030-2.050	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		38 MoReg 1487	39 MoReg 400	
20 CSR 2030-2.060	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Landscape Architects		38 MoReg 1487	39 MoReg 400W	
20 CSR 2063-6.005	Behavior Analyst Advisory Board		38 MoReg 1631	39 MoReg 690	
20 CSR 2085-8.070	Board of Cosmetology and Barber Examiners		39 MoReg 68	This Issue	
20 CSR 2085-12.010	Board of Cosmetology and Barber Examiners		38 MoReg 1637	39 MoReg 400	
20 CSR 2085-12.020	Board of Cosmetology and Barber Examiners		38 MoReg 1637	39 MoReg 401	
20 CSR 2085-13.070	Board of Cosmetology and Barber Examiners		38 MoReg 1638	39 MoReg 401	
20 CSR 2145-1.040	Missouri Board of Geologist Registration		38 MoReg 1114	38 MoReg 2048	
20 CSR 2145-2.020	Missouri Board of Geologist Registration		38 MoReg 1116	38 MoReg 2048	
20 CSR 2145-2.030	Missouri Board of Geologist Registration		38 MoReg 1116	38 MoReg 2048	

Rule Number	Agency	Emergency	Proposed	Order	In Addition
20 CSR 2145-2.065	Missouri Board of Geologist Registration		38 MoReg 1117	38 MoReg 2049	
20 CSR 2145-2.080	Missouri Board of Geologist Registration		38 MoReg 1120	38 MoReg 2049	
20 CSR 2165-1.020	Board of Examiners for Hearing Instrument Specialists		38 MoReg 1638	39 MoReg 401	
20 CSR 2165-2.030	Board of Examiners for Hearing Instrument Specialists		38 MoReg 1641	39 MoReg 401	
20 CSR 2200-1.010	State Board of Nursing		38 MoReg 1641	39 MoReg 401	
20 CSR 2200-4.020	State Board of Nursing		38 MoReg 1642	39 MoReg 402	
20 CSR 2200-4.030	State Board of Nursing		38 MoReg 1556	39 MoReg 402	
20 CSR 2205-3.030	Missouri Board of Occupational Therapy		38 MoReg 1303	38 MoReg 2049	
			39 MoReg 454	39 MoReg 1035	
20 CSR 2210-2.030	State Board of Optometry		39 MoReg 73	39 MoReg 889	
20 CSR 2220-2.950	State Board of Pharmacy		38 MoReg 1237	38 MoReg 2049	
20 CSR 2231-2.010	Division of Professional Registration		38 MoReg 1643	39 MoReg 402	
			39 MoReg 498	This Issue	
20 CSR 2232-1.040	Missouri State Committee of Interpreters		38 MoReg 1409	38 MoReg 2095	
20 CSR 2232-2.010	Missouri State Committee of Interpreters		38 MoReg 1412	38 MoReg 2096	
20 CSR 2232-2.020	Missouri State Committee of Interpreters		38 MoReg 1416	38 MoReg 2096	
20 CSR 2232-2.030	Missouri State Committee of Interpreters		38 MoReg 1420	38 MoReg 2096	
20 CSR 2235-1.020	State Committee of Psychologists		38 MoReg 1175	38 MoReg 2050	
20 CSR 2235-1.025	State Committee of Psychologists		38 MoReg 1179	38 MoReg 2050	
20 CSR 2235-1.026	State Committee of Psychologists		38 MoReg 1179	38 MoReg 2050	
20 CSR 2235-1.030	State Committee of Psychologists		38 MoReg 1179R	38 MoReg 2051R	
			38 MoReg 1180	38 MoReg 2051	
20 CSR 2235-2.060	State Committee of Psychologists		38 MoReg 1182	38 MoReg 2051	
20 CSR 2235-2.065	State Committee of Psychologists		38 MoReg 1182	38 MoReg 2051	
20 CSR 2245-1.010	Real Estate Appraisers		38 MoReg 1303	38 MoReg 2052	
20 CSR 2245-3.005	Real Estate Appraisers		38 MoReg 1304	38 MoReg 2052	
20 CSR 2245-3.010	Real Estate Appraisers		38 MoReg 1304	38 MoReg 2052	
20 CSR 2245-6.040	Real Estate Appraisers		38 MoReg 1305	38 MoReg 2052	
20 CSR 2245-8.010	Real Estate Appraisers		38 MoReg 1305	38 MoReg 2052	
20 CSR 2245-8.030	Real Estate Appraisers		38 MoReg 1306	38 MoReg 2052	

MISSOURI CONSOLIDATED HEALTH CARE PLAN

22 CSR 10-1.010	Health Care Plan		39 MoReg 73	39 MoReg 964	
22 CSR 10-1.020	Health Care Plan		39 MoReg 73	39 MoReg 964	
22 CSR 10-2.010	Health Care Plan	39 MoReg 5	39 MoReg 74	39 MoReg 964	
22 CSR 10-2.020	Health Care Plan	39 MoReg 7	39 MoReg 75	39 MoReg 964	
22 CSR 10-2.030	Health Care Plan	39 MoReg 13	39 MoReg 81	39 MoReg 968	
22 CSR 10-2.045	Health Care Plan	39 MoReg 15	39 MoReg 83	39 MoReg 969	
22 CSR 10-2.051	Health Care Plan	39 MoReg 16	39 MoReg 84	39 MoReg 969	
22 CSR 10-2.052	Health Care Plan	39 MoReg 17	39 MoReg 87	39 MoReg 970	
22 CSR 10-2.053	Health Care Plan	39 MoReg 18	39 MoReg 89	39 MoReg 970	
22 CSR 10-2.054	Health Care Plan	39 MoReg 20R	39 MoReg 92R	39 MoReg 971R	
22 CSR 10-2.055	Health Care Plan	39 MoReg 20R	39 MoReg 92R	39 MoReg 972R	
		39 MoReg 21	39 MoReg 92	39 MoReg 972	
22 CSR 10-2.060	Health Care Plan	39 MoReg 31	39 MoReg 105	39 MoReg 982	
22 CSR 10-2.070	Health Care Plan	39 MoReg 33	39 MoReg 106	39 MoReg 982	
22 CSR 10-2.075	Health Care Plan	39 MoReg 34	39 MoReg 107	39 MoReg 982	
22 CSR 10-2.089	Health Care Plan	39 MoReg 36	39 MoReg 109	39 MoReg 984	
22 CSR 10-2.090	Health Care Plan	39 MoReg 38	39 MoReg 113	39 MoReg 984	
22 CSR 10-2.094	Health Care Plan	39 MoReg 767	39 MoReg 783		
22 CSR 10-2.110	Health Care Plan		39 MoReg 115	39 MoReg 986	
22 CSR 10-2.130	Health Care Plan	38 MoReg 1359R	38 MoReg 1420R	38 MoReg 2096R	
22 CSR 10-2.140	Health Care Plan	39 MoReg 41	39 MoReg 116	39 MoReg 986	
22 CSR 10-3.010	Health Care Plan	39 MoReg 42	39 MoReg 119	39 MoReg 987	
22 CSR 10-3.020	Health Care Plan	39 MoReg 42	39 MoReg 119	39 MoReg 987	
22 CSR 10-3.045	Health Care Plan	39 MoReg 44	39 MoReg 120	39 MoReg 988	
22 CSR 10-3.053	Health Care Plan	39 MoReg 45	39 MoReg 121	39 MoReg 988	
22 CSR 10-3.054	Health Care Plan	39 MoReg 46R	39 MoReg 125R	39 MoReg 988R	
22 CSR 10-3.055	Health Care Plan	39 MoReg 46	39 MoReg 125	39 MoReg 989	
22 CSR 10-3.056	Health Care Plan	39 MoReg 48	39 MoReg 126	39 MoReg 989	
22 CSR 10-3.057	Health Care Plan	39 MoReg 48R	39 MoReg 128R	39 MoReg 989R	
		39 MoReg 49	39 MoReg 128	39 MoReg 990	
22 CSR 10-3.060	Health Care Plan	39 MoReg 59	39 MoReg 141	39 MoReg 1000	
22 CSR 10-3.075	Health Care Plan	39 MoReg 61	39 MoReg 142	39 MoReg 1000	
22 CSR 10-3.090	Health Care Plan	39 MoReg 64	39 MoReg 145	39 MoReg 1002	
22 CSR 10-3.130	Health Care Plan	38 MoReg 1359R	38 MoReg 1423R	38 MoReg 2096R	

Agency	Publication	Effective	Expiration
Department of Economic Development			
Division of Business and Community Services			
4 CSR 85-5.020	Preliminary Application	Next Issue	May 15, 2014 Feb. 24, 2015
4 CSR 85-8.011	Definitions . . . . .	.39 MoReg 915	April 11, 2014 July 30, 2014
4 CSR 85-8.021	Program Administration . . . . .	.39 MoReg 924	April 11, 2014 July 30, 2014
4 CSR 85-9.011	Definitions . . . . .	.39 MoReg 924	April 11, 2014 July 30, 2014
4 CSR 85-9.021	Application Process . . . . .	.39 MoReg 926	April 11, 2014 July 30, 2014
4 CSR 85-9.031	Project Proposal . . . . .	.39 MoReg 927	April 11, 2014 July 30, 2014
4 CSR 85-9.035	Support Contract . . . . .	.39 MoReg 938	April 11, 2014 July 30, 2014
4 CSR 85-9.041	Event Notification . . . . .	.39 MoReg 942	April 11, 2014 July 30, 2014
4 CSR 85-9.051	Cost Certification . . . . .	.39 MoReg 946	April 11, 2014 July 30, 2014
Department of Revenue			
Director of Revenue			
12 CSR 10-41.010	Annual Adjusted Rate of Interest . . . . .	.38 MoReg 1965	Jan. 1, 2014 June 29, 2014
Retirement Systems			
Missouri Local Government Employees' Retirement System (LAGERS)			
16 CSR 20-2.060	Correction of Errors . . . . .	.39 MoReg 436	Jan. 2, 2014 June 30, 2014
Department of Insurance, Financial Institutions and Professional Registration			
Financial Examination			
20 CSR 200-2.100	Credit for Reinsurance . . . . .	.38 MoReg 1695	Jan. 1, 2014 June 29, 2014
Missouri Consolidated Health Care Plan			
Health Care Plan			
22 CSR 10-2.010	Definitions . . . . .	.39 MoReg 5	Jan. 1, 2014 June 29, 2014
22 CSR 10-2.020	General Membership Provisions . . . . .	.39 MoReg 6	Jan. 1, 2014 June 29, 2014
22 CSR 10-2.030	Contributions . . . . .	.39 MoReg 13	Jan. 1, 2014 June 29, 2014
22 CSR 10-2.045	Plan Utilization Review Policy . . . . .	.39 MoReg 15	Jan. 1, 2014 June 29, 2014
22 CSR 10-2.051	PPO 300 Plan Benefit Provisions and Covered Charges . . . . .	.39 MoReg 16	Jan. 1, 2014 June 29, 2014
22 CSR 10-2.052	PPO 600 Plan Benefit Provisions and Covered Charges . . . . .	.39 MoReg 17	Jan. 1, 2014 June 29, 2014
22 CSR 10-2.053	High Deductible Health Plan Benefit Provisions and Covered Charges . . . . .	.39 MoReg 18	Jan. 1, 2014 June 29, 2014
22 CSR 10-2.054	Medicare Supplement Plan Benefit Provisions and Covered Charges . . . . .	.39 MoReg 20	Jan. 1, 2014 June 29, 2014
22 CSR 10-2.055	Medical Plan Benefit Provisions and Covered Charges . . . . .	.39 MoReg 20	Jan. 1, 2014 June 29, 2014
22 CSR 10-2.055	Medical Plan Benefit Provisions and Covered Charges . . . . .	.39 MoReg 21	Jan. 1, 2014 June 29, 2014
22 CSR 10-2.060	PPO 300 Plan, PPO 600 Plan, and HDHP Limitations . . . . .	.39 MoReg 31	Jan. 1, 2014 June 29, 2014
22 CSR 10-2.070	Coordination of Benefits . . . . .	.39 MoReg 33	Jan. 1, 2014 June 29, 2014
22 CSR 10-2.075	Review and Appeals Procedure . . . . .	.39 MoReg 34	Jan. 1, 2014 June 29, 2014
22 CSR 10-2.089	Pharmacy Employer Group Waiver Plan for Medicare Primary Members . . . . .	.39 MoReg 36	Jan. 1, 2014 June 29, 2014
22 CSR 10-2.090	Pharmacy Benefit Summary . . . . .	.39 MoReg 38	Jan. 1, 2014 June 29, 2014
22 CSR 10-2.094	Tobacco-Free Incentive Provisions and Limitations . . . . .	.39 MoReg 767	May 1, 2014 Oct. 27, 2014
22 CSR 10-2.140	Wellness Center Provisions, Charges, and Services . . . . .	.39 MoReg 41	Jan. 1, 2014 June 29, 2014
22 CSR 10-3.010	Definitions . . . . .	.39 MoReg 42	Jan. 1, 2014 June 29, 2014
22 CSR 10-3.020	General Membership Provisions . . . . .	.39 MoReg 42	Jan. 1, 2014 June 29, 2014
22 CSR 10-3.045	Plan Utilization Review Policy . . . . .	.39 MoReg 44	Jan. 1, 2014 June 29, 2014
22 CSR 10-3.053	PPO 1000 Plan Benefit Provisions and Covered Charges . . . . .	.39 MoReg 45	Jan. 1, 2014 June 29, 2014
22 CSR 10-3.054	PPO 2000 Plan Benefit Provisions and Covered Charges . . . . .	.39 MoReg 46	Jan. 1, 2014 June 29, 2014
22 CSR 10-3.055	High Deductible Health Plan Provisions and Covered Charges . . . . .	.39 MoReg 46	Jan. 1, 2014 June 29, 2014
22 CSR 10-3.056	PPO 600 Plan Benefit Provisions and Covered Charges . . . . .	.39 MoReg 48	Jan. 1, 2014 June 29, 2014
22 CSR 10-3.057	Medical Plan Benefit Provisions and Covered Charges . . . . .	.39 MoReg 48	Jan. 1, 2014 June 29, 2014
22 CSR 10-3.057	Medical Plan Benefit Provisions and Covered Charges . . . . .	.39 MoReg 49	Jan. 1, 2014 June 29, 2014
22 CSR 10-3.060	PPO 600, PPO 1000 Plan, and HDHP Limitations . . . . .	.39 MoReg 59	Jan. 1, 2014 June 29, 2014
22 CSR 10-3.075	Review and Appeals Procedure . . . . .	.39 MoReg 61	Jan. 1, 2014 June 29, 2014
22 CSR 10-3.090	Pharmacy Benefit Summary . . . . .	.39 MoReg 64	Jan. 1, 2014 June 29, 2014

Executive Orders

Executive Orders	Subject Matter	Filed Date	Publication
2014			
14-05	Declares a state of emergency exists in the state of Missouri and directs that the Missouri State Emergency Operations Plan be activated.	May 11, 2014	Next Issue
14-04	Declares a state of emergency exists in the state of Missouri and directs that the Missouri State Emergency Operations Plan be activated.	April 3, 2014	39 MoReg 1027
14-03	Designates members of the governor's staff to have supervisory authority over certain departments, divisions, and agencies.	March 20, 2014	39 MoReg 958
14-02	Orders the Honor and Remember Flag be flown at the State Capitol each Armed Forces Day, held on the third Saturday of each May.	March 20, 2014	39 MoReg 956
14-01	Creates the Missouri Military Partnership to protect, retain, and enhance the Department of Defense activities in the state of Missouri.	Jan. 10, 2014	39 MoReg 491
2013			
13-14	Orders the Missouri Department of Revenue to follow sections 143.031.1 and 143.091, RSMo, and require all taxpayers who properly file a joint federal income tax return to file a combined state income tax return.	Nov. 14, 2013	38 MoReg 2085
13-13	Advises that state offices will be closed on Friday November 29, 2013.	Nov. 1, 2013	38 MoReg 1859
13-12	Activates the state militia in response to the heavy rains, flooding, and flash flooding that began on Aug. 2, 2013.	Aug. 7, 2013	38 MoReg 1459
13-11	Declares a state of emergency and activates the Missouri State Operation Plan due to heavy rains, flooding, and flash flooding.	Aug. 6, 2013	38 MoReg 1457
13-10	Declares a state of emergency exists in the state of Missouri and directs that the Missouri State Emergency Operations Plan be activated.	May 31, 2013	38 MoReg 1097
13-09	Designates members of the governor's staff to have supervisory authority over certain departments, divisions, and agencies.	May 3, 2013	38 MoReg 879
13-08	Activates the state militia in response to severe weather that began on April 16, 2013.	April 19, 2013	38 MoReg 823
13-07	Declares a state of emergency and directs that the Missouri State Emergency Operations Plan be activated due to severe weather that began on April 16, 2013.	April 19, 2013	38 MoReg 821
13-06	Declares a state of emergency and activates the Missouri State Emergency Operations Plan in response to severe weather that began on April 10, 2013.	April 10, 2013	38 MoReg 753
13-05	Declares a state of emergency and directs that the Missouri State Emergency Operations Plan be activated due to severe weather that began on Feb. 20, 2013.	Feb. 21, 2013	38 MoReg 505
13-04	Expresses the commitment of the state of Missouri to the establishment of Western Governors University (WGU) as a non-profit institution of higher education located in Missouri that will provide enhanced access for Missourians to enroll in and complete on-line, competency-based higher education programs. Contemporaneously with this Executive Order, the state of Missouri is entering into a Memorandum of Understanding (MOU) with WGU to further memorialize and establish the partnership between the state of Missouri and WGU.	Feb. 15, 2013	38 MoReg 467
13-03	Orders the transfer of the Division of Energy from the Missouri Department of Natural Resources to the Missouri Department of Economic Development.	Feb. 4, 2013	38 MoReg 465
13-02	Orders the transfer of the post-issuance compliance functions for tax credit and job incentive programs from the Missouri Department of Economic Development to the Missouri Department of Revenue.	Feb. 4, 2013	38 MoReg 463
13-01	Orders the transfer of the Center for Emergency Response and Terrorism from the Department of Health and Senior Services to the Department of Public Safety.	Feb. 4, 2013	38 MoReg 461

The rule number and the MoReg publication date follow each entry to this index.

ADMINISTRATION, OFFICE OF

state official's salary compensation schedule; 1 CSR 10; 12/2/13

AGRICULTURE

animal health

inspection of meat and poultry; 2 CSR 30-10.010; 1/2/14,
4/15/14

weights and measures

quality standards for motor fuels; 2 CSR 90-30.040; 7/1/13,
4/15/14

AIR QUALITY, AIR POLLUTION CONTROL

additional air quality control measures may be required when
sources are clustered in a small land area; 10 CSR 10-
5.240; 11/15/13, 6/2/14

ambient air quality standards; 10 CSR 10-6.010; 12/16/13, 6/2/14

control of petroleum liquid storage, loading, and transfer; 10 CSR
10-5.220; 4/1/14

hospital, medical, infection waste incinerators; 10 CSR 10-6.200;
9/3/13, 12/2/13, 6/2/14

reference methods; 10 CSR 10-6.040; 4/15/14

restriction of emission of odors; 10 CSR 10-6.165; 3/17/14

**BREATH ALCOHOL IGNITION INTERLOCK DEVICE
CERTIFICATION AND OPERATIONAL REQUIREMENTS**

approval procedure; 7 CSR 60-2.020; 4/15/13

breath alcohol ignition interlock device security; 7 CSR 60-2.050;
4/15/13

definitions; 7 CSR 60-2.010; 4/15/13

responsibilities of authorized service providers; 7 CSR 60-2.040;
4/15/13

standards and specifications; 7 CSR 60-2.030; 4/15/13

suspension or revocation of approval of a device; 7 CSR 60-2.060;
4/15/13

BUSINESS AND COMMUNITY SERVICES, DIVISION OF

application process

4 CSR 85-9.021; 3/3/14, 5/1/14

4 CSR 85-10.030; 3/17/14

completion and closing; 4 CSR 85-10.040; 3/17/14

cost certification; 4 CSR 85-9.051; 3/3/14, 5/1/14

definitions

4 CSR 85-8.011; 3/3/14, 5/1/14

4 CSR 85-9.011; 3/3/14, 5/1/14

event notification

4 CSR 85-9.041; 3/3/14, 5/1/14

general organization; 4 CSR 85-10.010; 3/17/14

miscellaneous; 4 CSR 85-10.060; 3/17/14

model procurement standards; 4 CSR 85-10.050; 3/17/14

project proposal

4 CSR 85-9.031; 3/3/14, 5/1/14

program administration

4 CSR 85-8.021; 3/3/14, 5/1/14

remediation tax credits; 4 CSR 85-10.020; 3/17/14

support contract; 4 CSR 85-9.035; 3/3/14, 5/1/14

CERTIFICATE OF NEED PROGRAM

application package; 19 CSR 60-50.430; 4/15/14

application review schedule; 19 CSR 60-50; 5/15/14

certificate of need decisions; 19 CSR 60-50.600; 4/15/14

criteria and standards for equipment and new hospitals; 19 CSR 60-
50.440; 4/15/14

criteria and standards for long-term care; 19 CSR 60-50.450;
4/15/14

letter of intent package; 19 CSR 60-50.410; 4/15/14

letter of intent process; 19 CSR 60-50.400; 4/15/14

post-decision activity; 19 CSR 60-50.700; 4/15/14

review process; 19 CSR 60-50.420; 4/15/14

special exemption subcommittee; 19 CSR 60-50.415; 4/15/14

CHILDREN'S DIVISION

basic residential treatment for children and youth core requirements
(applicable to all agencies)—basis for licensure and licens-
ing procedures; 13 CSR 35-71.020; 1/15/14, 5/15/14

buildings, grounds, and equipment; 13 CSR 35-71.080; 1/15/14,
5/15/14

child care program; 13 CSR 35-71.110; 1/15/14, 5/15/14

court review and dispositional hearing; 13 CSR 35-71.030;
1/15/14, 5/15/14

definitions; 13 CSR 35-71.010; 1/15/14, 5/15/14

exemptions of religious residential treatment for children and youth
operating sites; 13 CSR 35-71.025; 1/15/14, 5/15/14

hand-up pilot program; 13 CSR 35-32.040; 6/3/13, 10/1/13

health care; 13 CSR 35-71.075; 1/15/14, 5/15/14

hearings and judicial review; 13 CSR 35-71.035; 1/15/14, 5/15/14
organization and administration; 13 CSR 35-71.040; 1/15/14,
5/15/14

personnel; 13 CSR 35-71.045; 1/15/14, 5/15/14

protection and care of the child; 13 CSR 35-71.070; 1/15/14,
5/15/14

record keeping; 13 CSR 35-71.090; 1/15/14, 5/15/14

social services program; 13 CSR 35-71.060; 1/15/14, 5/15/14

specialized standards for intensive residential treatment for children
and youth; 13 CSR 35-71.140; 1/15/14, 5/15/14

specialized standards—residential treatment for children and youth;
13 CSR 35-71.130; 1/15/14, 5/15/14

specific rules for basic care agencies providing care for infant, tod-
dler, or preschool age children (birth through age six); 13
CSR 35-71.100; 1/15/14, 5/15/14

specific rules for residential treatment agencies for children and
youth providing maternity care; 13 CSR 35-71.120;
1/15/14, 5/15/14

staff qualifications and requirements; 13 CSR 35-71.050; 1/15/14,
5/15/14

CLEAN WATER COMMISSION

fees; 10 CSR 20-6.011; 10/1/13, 4/15/14

CONSERVATION, DEPARTMENT OF

closing; 3 CSR 10-11.115; 4/15/14

deer

antlerless deer hunting permit availability; 3 CSR 10-7.437;
6/2/14

firearms hunting season; 3 CSR 10-7.433; 6/2/14

landowner privileges; 3 CSR 10-7.434; 6/2/14

endangered species; 3 CSR 10-4.111; 4/15/14

fishery

daily and possession limits

3 CSR 10-11.210; 4/15/14

3 CSR 10-12.140; 4/15/14, 4/15/14

length limits

3 CSR 10-11.215; 4/15/14

3 CSR 10-12.145; 4/15/14, 4/15/14

methods and limits; 3 CSR 10-11.205; 4/15/14

other fish; 3 CSR 10-6.550; 4/15/14

sale of live bait; 3 CSR 10-10.735; 4/15/14

use of boats and motors; 3 CSR 10-12.110; 4/15/14

COSMETOLOGY AND BARBER EXAMINERS, BOARD OF

instructor renewal and inactive license requirements; 20 CSR 2085-
8.070; 1/2/14, 6/2/14

DEAF AND HARD OF HEARING, MISSOURI COMMISSION FOR THE

application for interpreter in Missouri; 5 CSR 100-200.050; 3/3/14
certification maintenance; 5 CSR 100-200.130; 3/3/14
fees; 5 CSR 100-200.150; 3/3/14
general organization; 5 CSR 100-200.010; 3/3/14
Missouri interpreters certification system
5 CSR 100-200.030; 3/3/14
5 CSR 100-200.035; 3/3/14
performance test and evaluation; 5 CSR 100-200.070; 3/3/14
provisional certification in education; 5 CSR 100-200.045; 3/3/14
reinstatement; 5 CSR 100-200.210; 3/3/14
restricted certification in education; 5 CSR 100-200.040; 3/3/14
skill level standards; 5 CSR 100-200.170; 3/3/14
voluntary recertification; 5 CSR 100-200.075; 3/3/14
written test; 5 CSR 100-200.060; 3/3/14

ELEMENTARY AND SECONDARY EDUCATION, DEPARTMENT OF

administrative appeal procedure for applicants denied certification;
5 CSR 20-400.120; 1/15/14, 6/2/14
administrative procedures for recertifying teachers whose certificates have been revoked by a certifying authority other than the state board of education; 5 CSR 20-400.140; 1/15/14, 6/2/14
administrative procedures for recertifying teachers whose certificates have been revoked by the state board of education;
5 CSR 20-400.130; 1/15/14, 6/2/14
appeals; 5 CSR 20-500.170; 3/3/14
application for certificate of license to teach; 5 CSR 20-400.500; 12/2/13, 4/1/14
certification requirements for teacher of
adult education and literacy; 5 CSR 20-400.700; 12/2/13, 4/1/14
career continuous administrator certificate; 5 CSR 20-400.630; 12/2/13, 4/1/14
career continuous career education certificate; 5 CSR 20-400.690; 12/2/13, 4/1/14
career continuous student services certificate; 5 CSR 20-400.650; 12/2/13, 4/1/14
career education (postsecondary) certificates; 5 CSR 20-400.670; 12/2/13, 4/1/14
career education (secondary) certificates; 5 CSR 20-400.660; 12/2/13, 4/1/14
career education (secondary/postsecondary) certificates; 5 CSR 20-400.680; 12/2/13, 4/1/14
early childhood education (birth-pre-kindergarten); 5 CSR 20-400.510; 12/2/13, 4/1/14
elementary education (grades K-6); 5 CSR 20-400.520; 12/2/13, 4/1/14
English for speakers of other languages (grades K-12); 5 CSR 20-400.570; 12/2/13, 4/1/14
gifted education (grades K-12); 5 CSR 20-400.580; 12/2/13, 4/1/14
initial administrator certificate; 5 CSR 20-400.610; 12/2/13, 4/1/14
initial student services certificate; 5 CSR 20-400.640; 12/2/13, 4/1/14
K-12 education; 5 CSR 20-400.550; 12/2/13, 4/1/14
mathematics specialists (grades 1-6); 5 CSR 20-400.590; 12/2/13, 4/1/14
middle school education (grades 5-9); 5 CSR 20-400.530; 12/2/13, 4/1/14
secondary education (grades 9-12); 5 CSR 20-400.540; 12/2/13, 4/1/14
special education; 5 CSR 20-400.560; 12/2/13, 4/1/14
special reading (grades K-12); 5 CSR 20-400.600; 12/2/13, 4/1/14

transition administrator certificate; 5 CSR 20-400.620; 12/2/13, 4/1/14
charter school closure; 5 CSR 20-100.265; 11/1/13, 4/1/14
confidentiality and release of information; 5 CSR 20-500.130; 3/3/14
definitions; 5 CSR 20-500.120; 11/1/13, 4/1/14
due process hearing; 5 CSR 20-500.190; 3/3/14
eligibility; 5 CSR 20-500.150; 3/3/14
eligibility for scholarships; 5 CSR 10-2.030; 12/2/13, 4/1/14
informal review; 5 CSR 20-500.180; 3/3/14
mediation; 5 CSR 20-500.200; 3/3/14
minimum standards; 5 CSR 20-500.140; 3/3/14
Missouri advisory board for educator preparation (MABEP); 5 CSR 20-400.450; 6/2/14
Missouri school improvement program; 5 CSR 20-100.170; 12/2/13, 5/1/14
order of selection for services; 5 CSR 20-500.160; 3/3/14
physical fitness challenge/assessment "Cade's Law"; 5 CSR 20-200.290; 11/1/13, 4/1/14
scholarship granting organizations; 5 CSR 10-2.010; 12/2/13, 4/1/14
scholarships; 5 CSR 10-2.020; 12/2/13, 4/1/14
training of school employees in the care needed for students with diabetes; 5 CSR 20-200.300; 11/1/13, 4/1/14

ENERGY, DIVISION OF

definitions and general provisions; 10 CSR 140-5.010; 7/1/13, 10/15/13

EXECUTIVE ORDERS

declares a state of emergency exists in the state of Missouri and directs the Missouri State Emergency Operations Plan be activated; 14-04; 5/15/14
designates members of the governor's staff to have supervisory authority over certain departments, divisions, and agencies; 14-03; 5/1/14
orders the honor and remember flag be flown at the state capitol each armed forces day, held on the third Saturday of each May; 14-02; 5/1/14

FAMILY SUPPORT DIVISION

community programs
formula for the distribution of community service block grant funds to community action agencies; 13 CSR 40-24.080; 12/2/13, 5/1/14
supplemental funding formula for community action agencies to administer the CSBG program; 13 CSR 40-24.090; 12/2/13, 5/1/14
use of community service block grant discretionary funds; 13 CSR 40-24.100; 12/2/13, 5/1/14
participation verification; 13 CSR 40-7.035; 5/15/14

GAMING COMMISSION, MISSOURI

access to areas of class B licensee facilities; 11 CSR 45-7.170; 1/15/14
affiliate supplier's license; 11 CSR 45-4.205; 1/15/14
application for class A or class B license; 11 CSR 45-4.030; 1/15/14
application period and fees for a class A and class B license; 11 CSR 45-4.055 1/15/14
definitions; 11 CSR 45-1.090; 3/3/14
identification badge requirements; 11 CSR 45-4.410; 1/15/14
licensee performance of duties; 11 CSR 45-4.400; 1/15/14
licensee's and applicant's duty to disclose changes in information; 11 CSR 45-10.020; 1/15/14
license renewal and continuing suitability requirement; 11 CSR 45-4.190; 1/15/14
licenses, restrictions on licenses, licensing authority for the executive director, and other definitions; 11 CSR 45-4.020; 1/15/14
minimum internal control standards (MICS)

chapter K; 11 CSR 45-9.111; 12/2/13, 5/1/14
chapter M; 11 CSR 45-9.113; 1/15/14
chapter R; 11 CSR 45-9.118; 1/15/14
chapter S; 11 CSR 45-9.119; 12/2/13, 5/1/14
minimum standards for electronic gaming devices; 11 CSR 45-5.190; 3/3/14
occupational and key person/key business entity license application and annual fees; 11 CSR 45-4.380; 1/15/14
occupational license; 11 CSR 45-4.420; 1/15/14
occupational license renewal; 11 CSR 45-4.390; 1/15/14
occupational licenses for class A, class B, and suppliers; 11 CSR 45-4.260; 1/15/14
requests for gaming devices and associated equipment approval; 11 CSR 45-5.225; 3/3/14
requests for hearings; 11 CSR 45-13.030; 1/15/14
types of licenses; 11 CSR 45-4.010; 1/15/14
shipping of electronic gaming devices, gaming equipment, or supplies; 11 CSR 45-5.237; 12/2/13, 5/1/14
supplier's license; 11 CSR 45-4.200; 1/15/14
supplier's license criteria; 11 CSR 45-4.230; 3/3/14

HEALTH AND SENIOR SERVICES

director, office of the
reporting patient abstract data by hospitals and ambulatory surgical centers; 19 CSR 10-33.010; 3/17/14
regulation and licensure
administrative standards for rehabilitation hospitals; 19 CSR 30-22.020; 2/3/14
central services; 19 CSR 30-20.088; 2/3/14
fire safety, general safety, and operating features; 19 CSR 30-20.108; 2/3/14
food and nutrition services; 19 CSR 30-20.090; 2/3/14
infection prevention and control; 19 CSR 30-20.116; 2/3/14
medical records; 19 CSR 30-20.094; 2/3/14
nursing services; 19 CSR 30-20.096; 2/3/14
registration as a hospital infectious waste generator; 19 CSR 30-20.070; 2/3/14
respiratory care services; 19 CSR 30-20.136; 2/3/14
social services; 19 CSR 30-20.104; 2/3/14
specialized inpatient care services; 19 CSR 30-20.138; 2/3/14
standards for registration as a hospital infectious waste generator
19 CSR 30-22.030; 2/3/14
19 CSR 30-24.040; 2/3/14
surgical services; 19 CSR 30-20.140; 2/3/14
unlicensed assistive personnel training program; 19 CSR 30-20.125; 2/3/14

HIGHER EDUCATION, DEPARTMENT OF

institutional eligibility for student participation; 6 CSR 10-2.140; 5/15/14

HIGHWAYS AND TRANSPORTATION COMMISSION, MISSOURI

organization; general provisions
description, organization, and information; 7 CSR 10-1.010; 3/17/14
outdoor advertising
administrative review of notices to remove outdoor advertising and to terminate nonconforming signs; 7 CSR 10-6.090; 11/15/13, 4/15/14
cutting and trimming of vegetation on right-of-way; 7 CSR 10-6.085; 11/15/13, 4/15/14
definitions; 7 CSR 10-6.015; 11/15/13, 4/15/14
directional and other official signs; 7 CSR 10-6.020; 11/15/13, 4/15/14
nonconforming signs; 7 CSR 10-6.060; 11/15/13, 4/15/14
on-premises signs; 7 CSR 10-6.030; 11/15/13, 4/15/14
outdoor advertising
beyond six hundred sixty feet of the right-of-way; 7 CSR 10-6.050; 11/15/13, 4/15/14

in zoned and unzoned commercial and industrial areas; 7 CSR 10-6.040; 11/15/13, 4/15/14
permits for outdoor advertising; 7 CSR 10-6.070; 11/15/13, 4/15/14
public information; 7 CSR 10-6.010; 11/15/13, 4/15/14
removal of outdoor advertising without compensation; 7 CSR 10-6.080; 11/15/13, 4/15/14
scenic byways
application procedures; 7 CSR 10-12.020; 2/18/14
nomination review process; 7 CSR 10-12.030; 2/18/14
scenic byways; 7 CSR 10-12.010; 2/18/14

INSURANCE

applied behavior analysis maximum benefit; 20 CSR; 3/3/14
construction claims binding arbitration cap; 20 CSR; 1/2/14
sovereign immunity limits; 20 CSR; 1/2/14
state legal expense fund; 20 CSR; 1/2/14

LABOR AND INDUSTRIAL RELATIONS, DEPARTMENT OF

employment security
appeals to an appeals tribunal; 8 CSR 10-5.010; 7/1/13, 10/15/13
workers' compensation
resolution of medical fee disputes; 8 CSR 50-2.030; 12/16/13, 4/15/14

MEDICAID AUDIT AND COMPLIANCE, MISSOURI

definitions; 13 CSR 65-2.010; 1/15/14
denial or limitations of applying provider; 13 CSR 65-2.030; 1/15/14
provider enrollment and application; 13 CSR 65-2.020; 1/15/14

MENTAL HEALTH, DEPARTMENT OF

designation of programs to receive county community mental health funds; 9 CSR 30-2.010; 2/3/14, 6/2/14

MISSOURI CONSOLIDATED HEALTH CARE PLAN

contributions; 22 CSR 10-2.030; 1/2/14, 5/1/14
coordination of benefits; 22 CSR 10-2.070; 1/2/14, 5/1/14
definitions
22 CSR 10-2.010; 1/2/14, 5/1/14
22 CSR 10-3.010; 1/2/14, 5/1/14
general foster parent membership provisions; 22 CSR 10-2.110; 1/2/14, 5/1/14
general membership provisions
22 CSR 10-2.020; 1/2/14, 5/1/14
22 CSR 10-3.020; 1/2/14, 5/1/14
general organization; 22 CSR 10-1.010; 1/2/14, 5/1/14
limitations
PPO 300 plan, PPO 600 plan, and HDHP; 22 CSR 10-2.060; 1/2/14, 5/1/14
PPO 600 Plan, PPO 1000 Plan, and HDHP; 22 CSR 10-3.060; 1/2/14, 5/1/14
pharmacy benefit summary
22 CSR 10-2.090; 1/2/14, 5/1/14
22 CSR 10-3.090; 1/2/14, 5/1/14
pharmacy employer group waiver plan for medicare primary members; 22 CSR 10-2.089; 1/2/14, 5/1/14
plan benefit provisions and covered charges
high deductible health plan
22 CSR 10-2.053; 1/2/14, 5/1/14
22 CSR 10-3.055; 1/2/14, 5/1/14
medicare supplement; 22 CSR 10-2.054; 1/2/14, 5/1/14
medical
22 CSR 10-2.055; 1/2/14, 5/1/14
22 CSR 10-3.057; 1/2/14, 5/1/14

PPO 300; 22 CSR 10-2.051; 1/2/14, 5/1/14
PPO 600

22 CSR 10-2.052; 1/2/14, 5/1/14
22 CSR 10-3.056; 1/2/14, 5/1/14

PPO 1000; 22 CSR 10-3.053; 1/2/14, 5/1/14
PPO 2000; 22 CSR 10-3.054; 1/2/14, 5/1/14

plan utilization review policy

22 CSR 10-2.045; 1/2/14, 5/1/14
22 CSR 10-3.045; 1/2/14, 5/1/14

public records; 22 CSR 10-1.020; 1/2/14, 5/1/14
review and appeals procedure

22 CSR 10-2.075; 1/2/14, 5/1/14
22 CSR 10-3.075; 1/2/14, 5/1/14

tobacco-free incentive provisions and limitations; 22 CSR 10-2.094;
4/1/14

wellness center provisions, charges, and services; 22 CSR 10-
2.140; 1/2/14, 5/1/14

MO HEALTHNET

global per diem adjustments to nursing facility and HIV nursing
facility reimbursement rates; 13 CSR 70-10.016; 12/2/13,
4/1/14, 4/1/14

MO HealthNet program benefits for human organ and bone mar-
row/stem cell transplants and related medical services; 13
CSR 70-2.200; 4/15/14

payment policy for early elective delivery; 13 CSR 70-3.250;
4/15/14

prospective reimbursement plan for nonstate-operated facilities for
ICF/MR services; 13 CSR 70-10.030; 1/15/14, 5/1/14

standards for privacy of individually identifiable health information;
13 CSR 70-1.020; 4/15/14

OCCUPATIONAL THERAPY, MISSOURI BOARD OF

application for limited permit; 20 CSR 2205-3.030; 2/3/14,
5/15/14

OPTOMETRY, STATE BOARD OF

license renewal; 20 CSR 2210-2.030; 1/2/14, 4/15/14

PROFESSIONAL REGISTRATION, DIVISION OF

designation of license renewal dates and related renewal informa-
tion; 20 CSR 2231-2.010; 2/18/14, 6/2/14

PUBLIC SERVICE COMMISSION

discovery and prehearings; 4 CSR 240-2.090; 3/3/14

RETIREMENT SYSTEMS

Missouri local government employees' retirement system
(LAGERS)

correction of errors; 16 CSR 20-2.060; 2/3/14, 5/15/14
public school retirement system of Missouri, the

beneficiary
16 CSR 10-5.030; 6/2/14
16 CSR 10-6.090; 6/2/14

payment for reinstatement and credit purchases; 16 CSR 10-
6.045; 6/2/14

payment of funds to the retirement system; 16 CSR 10-3.010;
2/18/14, 6/2/14

reinstatement and credit purchases; 16 CSR 10-4.014; 6/2/14
source of funds; 16 CSR 10-6.020; 2/18/14, 6/2/14

uniformed services employment and reemployment rights act;
16 CSR 10-4.018; 6/2/14
16 CSR 10-6.055; 6/2/14

SECURITIES

application for registration; 15 CSR 30-52.015; 1/15/14
definitions; 15 CSR 30-50.010; 1/15/14

forms; 15 CSR 30-50.040; 1/15/14
general; 15 CSR 30-54.010; 1/15/14
NASAA statement of policy; 15 CSR 30-52.030; 1/15/14
not-for-profit securities; 15 CSR 30-54.070; 1/15/14
small company offering registration (formerly Missouri issuer reg-
istration); 15 CSR 30-52.275; 1/15/14
suggested form of investment letter; 15 CSR 30-54.150; 1/15/14

TAX

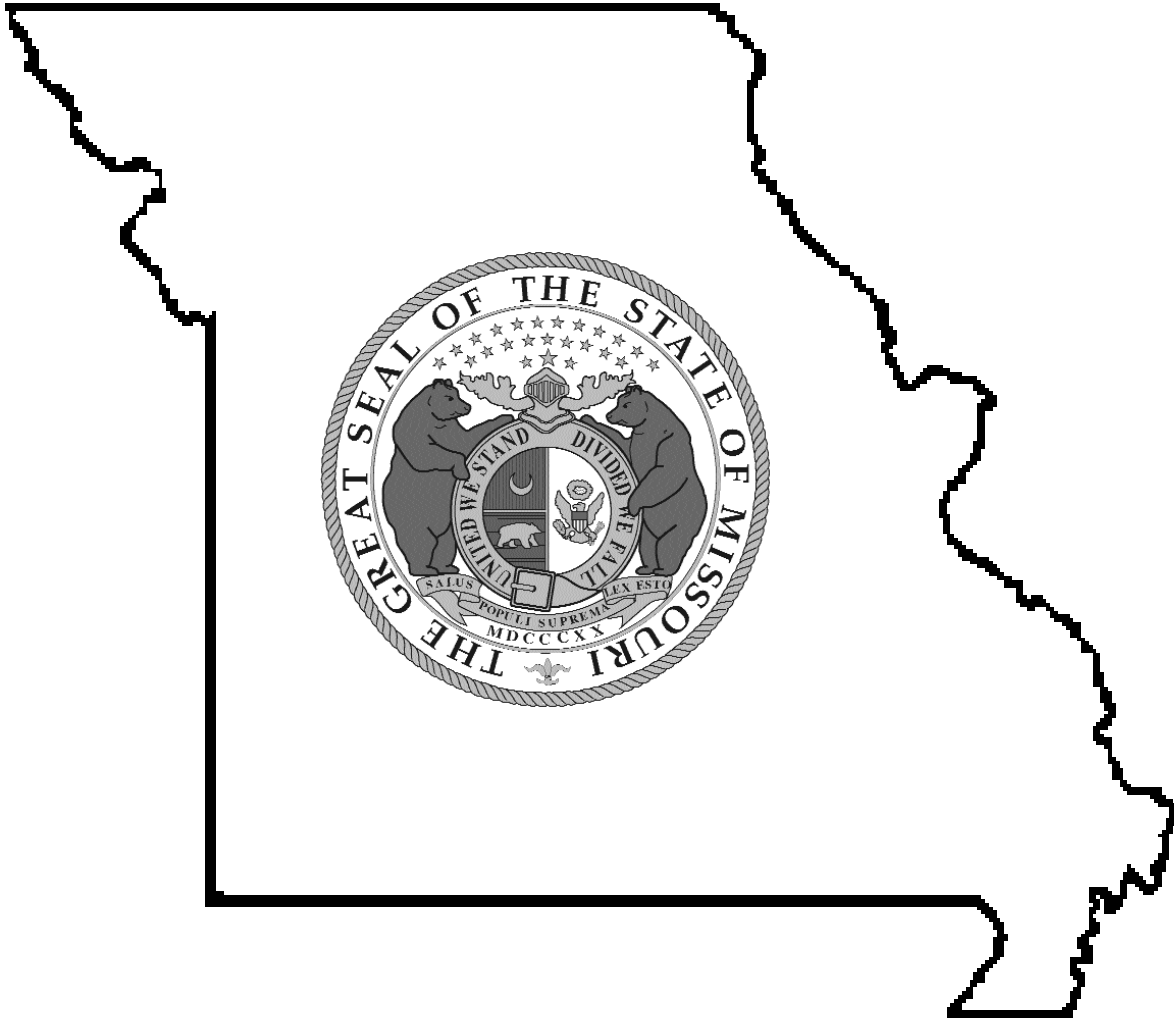
taxation of software; 12 CSR 10-109.050; 2/18/14, 6/2/14

TAX COMMISSION, STATE

agricultural land productive values; 12 CSR 30-4.010; 2/3/14,
5/15/14

RULEMAKING 1-2-3

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