

**T**his section will contain the final text of the rules proposed by agencies. The order of rulemaking is required to contain a citation to the legal authority upon which the order or 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 days after the date of publication of the revision to the *Code of State Regulations*.

**T**he agency is also required to make a brief summary of the general nature and extent of comments submitted in support of or opposition to the proposed rule and a concise summary of the testimony presented at the hearing, if any, held in connection with the rulemaking, together with a concise summary of the agency's findings with respect to the merits of any such testimony or comments which are opposed in whole or in part to the proposed rule. The ninety-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 1—Wildlife Code: Organization**

**ORDER OF RULEMAKING**

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

**3 CSR 10-1.010 Organization and Methods of Operation is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on December 1, 1999 (24 MoReg 2764-2765). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received during the comment period.

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

**ORDER OF RULEMAKING**

By the authority vested in the Missouri State Board of Accountancy under section 326.200, RSMo Supp. 1999, the board amends a rule as follows:

**4 CSR 10-2.160 Fees is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on November 1, 1999 (24 MoReg 2625-2626). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 4—DEPARTMENT OF ECONOMIC  
DEVELOPMENT**

**Division 265—Division of Motor Carrier and Railroad  
Safety**

**Chapter 10—Motor Carrier Operations**

**ORDER OF RULEMAKING**

By the authority vested in the director of the Division of Motor Carrier and Railroad Safety under section 622.027, RSMo Supp. 1999, the division amends the following rule:

**4 CSR 265-10.025 is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 15, 1999 (24 MoReg 2203-2214). The division has decided to change the text of subsection (1)(A) of the proposed amendment, for the reasons discussed below in the summary of comments. That subsection is reprinted below. These text changes will not change the fiscal impact of the proposed amendment, and therefore, no change to the original fiscal notes is necessary. No other changes have been made in the text of the proposed amendment, so the remainder of the amendment is not reprinted here. This proposed amendment becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Missouri Division of Motor Carrier and Railroad Safety (Division or MCRS) received a total of 4 written comments, from the following commenters:

Mike Brengle, of Mike Brengle Trucking (T-61,356), Shelbina, MO;

Lee Britt and Reul Jackson Britt, of Reul J. Britt (T-101,408), New London, MO;

David J. Peters, of David J. Peters Trucking, Inc. (T-13,482), Marthasville, MO; and

George W. Burruss, President, Missouri Motor Carriers Association, Jefferson City, MO.

In response to these comments, the Division of Motor Carrier and Railroad Safety makes the following findings.

COMMENT: Mr. Brengle questioned, "If the Division discontinues its use of the Missouri T-number would this also take away the tax exemption?" If so, he commented that, as an owner-operator, this would be a huge financial burden on an already slim line of profit.

RESPONSE: Mr. Brengle's question suggests that he is concerned about whether the proposed amendment would negate the sales and use tax exemptions that are allowed for certain purchases by common carriers, under subdivisions (3) and (11) of subsection 2 of section 144.030, RSMo Supp. 1998. This Division does not have any power, through this amendment or otherwise, to do away with or to change Missouri's taxation statute which allows these tax exemptions. Therefore, the Division finds that his concern is not a

valid reason to forego this amendment. However, the Division will communicate and cooperate with the Missouri Department of Revenue, as may be necessary to assist the latter agency in its administration of these tax exemptions as they apply to motor carriers registered with MCRS.

COMMENT: Ms. Britt opposed any changes to the rule, objecting that many small carriers are already confused by the complexity of the current rules “written by lawyers for lawyers,” and adding that the “constantly changing landscape of local, state and federal regulation” is hard on businesses, and drives small entrepreneurs out of business. She asked the Division to “help us continue to make an honest living; reduce rules and regulations; use common English; and even exempt those who don’t really need regulation.”  
RESPONSE: The Division acknowledges, along with Ms. Britt, that many small carriers feel confused in light of the recent changes in motor carrier regulation. But many of the regulatory changes made by this Division have been necessary, and unavoidable, because of major changes in federal statutes and rules that have preempted former state requirements, or mandated other changes in state laws and rules. The Division finds that her stated opposition to making *any* rule changes, because of the complexity of present regulations, overlooks the beneficial results of the Proposed Amendment, which the Division finds would promote national uniformity, and reduce or eliminate the costs and confusion (for motor carriers as well as regulatory agencies) of maintaining the dual numbering systems that are now required for the many motor carriers (of all sizes) who engage in both interstate and Missouri intrastate commerce. We also would point out that this amendment would reduce the size and complexity of this rule from nine (9) separate paragraphs to just five (5) paragraphs.

COMMENT: Mr. Peters also opposed the amendment, commenting that doing away with the Missouri T-number would subject motor carriers to a lot of unnecessary expense, due to the cost of re-lettering all the trucks now carrying the T-numbers. He asked if the Division could allow truckers to keep their present number and just add USDOT to the present number, which would cost truckers considerably less than renumbering their entire fleets. He also questioned what’s the difference if leased vehicles continue to display “Leased to,” rather than the proposed “Operated by,” when “[e]ither way, the motor carrier has to keep all the records on the leased vehicles and the enforcement officers know that if it says leased to, the vehicle will need to have the proper paperwork.”  
RESPONSE: Although Mr. Peters is correct in commenting that the Proposed Amendment will result in some additional costs to certain motor carriers from re-marking their vehicles, the Division disagrees that subjecting these carriers to these expenses is unnecessary. This change is needed to reduce the administrative costs of keeping dual identification numbering systems for interstate and intrastate motor carriers, when a substantial majority of these carriers perform both interstate and intrastate transportation, and thus are already required to have obtained USDOT numbers, which the amendment would require as our new standard. We find that the impact of the relatively small, one-time, additional costs of re-marking vehicles, upon the small number of carriers affected by this change, is substantially outweighed by the benefit of potential cost savings accruing to the vast number of carriers, and to this Division, from no longer having to maintain the present dual numbering systems and multiple vehicle markings requirements.

COMMENT: Mr. Burruss made several comments, including the following: Subparagraph (1)(A) indicates that the Division will be issuing USDOT numbers for interstate motor carriers and intrastate motor carriers. It was my understanding that the Division was only going to work with the intrastate carriers. If the Division is only going to issue DOT numbers to intrastate carriers then the paragraph should read “If the intrastate carrier’s . . .”

RESPONSE AND EXPLANATION OF CHANGE: Mr. Burruss’ comment relating to subsection (1)(A) of the Proposed Amendment incorrectly assumes that MCRS will not be issuing USDOT numbers to any interstate motor carriers. However, the Division proposes to issue USDOT numbers not only to intrastate carriers, but also to Missouri-based interstate motor carriers that transport only commodities or passengers that are *exempt from FHWA jurisdiction*. This was indicated in the Fiscal Note on Public Entity Cost, which was published with the Proposed Rulemaking (24 MoReg at 2205, 2207), and the accompanying Fiscal Note on Private Entity Cost (24 MoReg at 2209, 2211-13), but Mr. Burruss’ comment implies that this was not stated clearly enough in the rule text itself. Because these Missouri-based carriers already must apply to MCRS to register their interstate-exempt operations, and annually thereafter to renew their annual vehicle licenses, the Division finds that allowing these carriers to apply to MCRS for their USDOT number will save them the extra step of having to make a separate application to FHWA to obtain their USDOT number. For these reasons, the Division finds that the specific change suggested by Mr. Burruss is not necessary, but that a further clarification in the text of the rule is desirable, to avoid uncertainty and make it clear which carriers may obtain USDOT numbers directly from the Division.

COMMENT: Mr. Burruss also expressed the view that the amendment does not address whether existing motor carriers “will retain the same number that historically has been assigned to their company,” commenting that long-established carriers take pride in their low Missouri T-numbers, and “will probably want to oppose the issuance of a larger number.” He also says that the amendment does not address whether an intrastate motor carrier will retain the same USDOT number, should they decide to go interstate. He urged the Division to verify with FHWA that the intrastate carrier who decides to go interstate will be issued the same USDOT number, with the only change being to drop the MO suffix, because this could prevent a carrier from having to repaint the vehicle with a new number, and would make it easier for enforcement personnel to transfer the information stored in SafetyNet.

RESPONSE AND EXPLANATION OF CHANGE: Mr. Burruss is correct in his comment that the amendment does not address whether existing carriers can retain their historic Missouri T-numbers. A carrier’s continued use of their historic T-number to identify their business would not be prohibited by the amendment, if that number is used *in addition to the required USDOT numbers*. But this comment indicates that a clarification on this matter might be needed to prevent confusion on the part of motor carriers. He also comments on the benefits that could accrue to intrastate carriers who decide to begin interstate operations, if they could merely drop the MO suffix and keep the same, basic USDOT number. This was already intended by the Division under the Proposed Amendment, but again, his comment suggests that clarification of that specific intent would help to avoid confusing motor carriers in this regard. Therefore, the Division finds that additional text should be inserted into section (1) and subsection (1)(A), to avoid the uncertainties discussed above. This additional text is included in this reprint of that subsection.

EXPLANATION OF OTHER CHANGE: The secretary of state mistakenly inserted the words “United States Department of Transportation” before USDOT in section (1) in the proposed rule. These words are deleted from the text in this order.

#### 4 CSR 265-10.025 Marking of Vehicles

(1) Every motor carrier that transports passengers or property in intrastate or interstate commerce, and is subject to the jurisdiction

of this division, shall obtain a USDOT number. Each motor vehicle operated by the motor carrier shall be marked in conformity with the applicable requirements of this rule, and in conformity with the requirements of section 390.21 of Title 49, *Code of Federal Regulations* (CFR), or if applicable, subpart D of Title 49, CFR. 49 CFR section 390.21, and subpart D of 49 CFR part 390, as those regulations have been and periodically may be amended, are incorporated by reference in this rule, and are made applicable to all motor vehicles operated by these motor carriers, except vehicles that are exempted under section 390.030, RSMo. This rule does not prohibit a motor carrier from continuing to display on its vehicle, in addition to the markings required by this section, the identifying number of any certificate, permit or property carrier registration that was issued by the division and in force with reference to that carrier on the effective date of this amendment.

(A) This division shall issue USDOT numbers to motor carriers that are authorized to perform intrastate transportation, or that have their principal place of business within this state and are registered with the division to provide interstate transportation that is exempt from Federal Highway Administration (FHWA) regulation, upon the filing with and approval by the division of a completed Form MCS-150, in the form now or hereafter published by the U.S. Department of Transportation. If the carrier's USDOT number is issued by this division, then the letters "MO" shall be included in the vehicle markings, immediately following the carrier's USDOT number. For example: "USDOT 654321 MO." Each intrastate carrier shall give written notice to the Federal Highway Administration of its intent to engage in interstate operations, and shall register its interstate operations within this state in the manner provided in division rule 4 CSR 265-2.065, before providing interstate transportation in this state. After giving that notice and registering its interstate operations, the carrier may delete the letters "MO" from its vehicle markings, but shall continue to display the USDOT number and any other vehicle markings required by this rule.

**Title 5—DEPARTMENT OF ELEMENTARY AND  
SECONDARY EDUCATION  
Division 30—Division of School Services  
Chapter 345—Missouri School Improvement Program**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Education under sections 160.518 and 160.545, RSMo 1994, and sections 161.210 and 163.031 RSMo Supp. 1999, the board adopts a rule as follows:

5 CSR 30-345.020 is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on November 1, 1999 (24 MoReg 2627-2628). Changes made in the Purpose and in the text of the proposed rule are reprinted here. This proposed rule becomes effective thirty days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** The Department of Elementary and Secondary Education (DESE) received three telephone calls seeking clarification of specific parts of the proposed rule. All of these callers were very supportive of the proposal. One letter of support was received from the secretary of the Northwest Administrator's Association on behalf of the organization and the letter is attached. The proposed rule was discussed at the November 23, 1999 meeting of the Missouri School Improvement Program Statewide Advisory Committee.

**COMMENT:** Approximately 87 members of the Missouri School Improvement Program Statewide Advisory Committee plus department staff were present at this meeting. The Committee was supportive of the rule, but did suggest a change for clarity in the wording relative to minority students demonstrating equal or greater improvement in achievement compared to non-minority students.

**RESPONSE AND EXPLANATION OF CHANGE:** The first sentence in subsection (1)(A)2. and (4)(A)2. has been reworded as "improvement in the minority population's achievement which is equal to or greater than the achievement of the non-minority population . . ." The DESE staff concurred with this recommendation.

**COMMENT:** The Statewide Committee also suggested that having a five percent minority population is not the appropriate criteria for precipitating the required disaggregation of minority/non-minority achievement data.

**RESPONSE AND EXPLANATION OF CHANGE:** The first line of subsection (1)(A)2. and (4)(A)2. and the second line of (1)(A)2.A. and (4)(A)2.A. has been amended by changing from "five percent (5%) or more students in . . ." to "twenty (20) or more students in . . ." Based on the suggestion, the staff conferred with Keith Jamtgaard, statistician at the Office of Social and Economic Data Analysis, University of Missouri-Columbia. Mr. Jamtgaard analyzed the variation in standard deviations to determine the minimum size threshold for making comparisons between minority and non-minority MAP achievement results. He determined that the variance of a group of 20 test results at a grade level is very similar to the variance of a larger group of say 30 or 40 and that the variance of groups under 20 test results at a grade level are very dissimilar to the variance of groups 20 or larger. He recommends we use a group size of 20 or more minority students to trigger further analysis by a school district for the waiver rule and MSIP standards. The DESE staff concurs with this recommendation.

**COMMENT:** One e-mail comment was received from an administrator in a district with a high minority population. This individual was concerned that districts with "challenging populations" might never qualify for a waiver even though they demonstrate significant improvement in "closing the achievement gap."

**RESPONSE:** The performance rubrics are designed to reward districts for improvements in student achievement as well as recognizing them for high achievement. The requirement for minority students to demonstrate improvement at a level equal to or greater than the non-minority population on the MAP is designed to encourage districts with minority populations to be diligent in meeting the needs of these students. This in turn increases the chances of the district meeting the performance rubric. The third cycle performance standards will include a similar emphasis on the performance of the minority students. No change was made in response to this comment.

**COMMENT:** Wording changes and additions for clarity were received from the DESE staff.

**RESPONSE AND EXPLANATION OF CHANGE:** Changes suggested by the DESE staff are in the last sentence of the Purpose statement changing "will" to "would" after 1999-2000, adding the word "results" after "comparing" on line three of subsections (1)(A)2.B. and (4)(A)2.B. and changing "indicators" to "measurements" in subsection (1)(A)1. Additional changes in subsection (1)(A)1. are as follows: The "for K-8 district" reference was moved in the sentence to better distinguish it from K-12 districts, the \*3 was added to 17.1 because it was an omission from the proposed rule, and second preceding year was changed to last year's APR for clarity.

COMMENT: One comment was received from the Division of Vocational and Adult Education emphasizing the need to include MSIP standard 8.3 in the MSIP Waiver Plan.

RESPONSE AND EXPLANATION OF CHANGE: Subsection (6)(A)2.D. was changed to "(MSIP 8.3 and 8.7)" at the end of the sentence as requested.

EXPLANATION OF OTHER CHANGES: Review of the waiver rule by House Research noticed an error in the salary compliance requirement in section (6)(A)2.H., section 163.031, RSMo, should have been section 165.016. Section 163.031 should be changed to 165.016 in Section (6)(A)2.H.

### 5 CSR 30-345.020 Policies on Waiver of Regulations

*PURPOSE: This rule establishes the criteria and procedures for annually identifying school district and/or school building eligibility for waivers in compliance with sections 161.210, 163.031.5(3), 160.545, and 160.518, RSMo. The student performance data will be reviewed, and the commissioner will notify districts if they are eligible for a waiver. Districts may respond to this notification by either accepting or rejecting such waiver. This rule contains four (4) types of department-wide waivers of regulations which may be granted to school districts. Regulations identified in the Missouri School Improvement Program (MSIP) Waiver Plan will be waived in each of the four (4) categories of waivers; however, the criteria for qualifying varies with each waiver. In all cases, the performance indicators will be evaluated on data in the same manner as in regular MSIP reviews (i.e., data from 1999-2000 would be used as the most current for districts being reviewed in 2000-2001).*

#### (1) Missouri School Improvement Program (MSIP) On-Site Review.

(A) Districts will qualify for a waiver of the next scheduled MSIP review if they meet the following:

1. The district, based upon department generated Annual Performance Reports (APR), meets the performance indicators at the accredited level (including at least two (2) of the measurements in Standard 16.1 and at least three (3) of the measurements in Standard 16.3 for K-12 districts; or, for K-8 districts, four (4) of five (5) performance measurements, two (2) from 16.1 and two (2) from 16.2 and 17.1\*3 combined and having no dropouts) for three (3) of the last four (4) years, including the last year's APR, based upon the annual Performance Scoring Guide. (In order for districts to have adequate time to prepare for the MSIP review, the decision on eligibility for waivers must be made by December of the second preceding year; therefore, the determination would be based upon the calls made during their last review and the succeeding three (3) APRs);

2. Districts having twenty (20) or more students in any identified ethnic minority must demonstrate improvement in the minority population's achievement which is equal to or greater than the achievement of the non-minority population on the Missouri Assessment Program (MAP). The following process will be used to judge this condition:

A. First, the three (3) MSIP grade spans will be examined to determine whether any grade span has twenty (20) or more students in any identified minority in each grade tested in that span for both the preceding and second preceding year;

B. Second, grade spans meeting the above condition will be examined to determine how many times the identified ethnic minority group equals or exceeds the improvement of the non-minority population on each test when comparing results from the second preceding to the preceding year on both the upper two (2) levels (Proficient and Advanced combined) and the bottom two (2)

levels (Step I and Progressing combined) for each test in that grade span; and

C. Third, at least sixty-two percent (62%) positive comparisons between the two (2) groups are required to be acceptable;

3. The district agrees to administer the MSIP Advance Questionnaire; and

4. The district completes an annual MSIP Waiver Plan which confirms the district's adherence to the specific laws and rules referred to in the checklist.

#### (4) Exemplary School.

(A) A school building that meets the following student performance criteria will be designated as Exemplary in compliance with section 160.518, RSMo, and will be granted waivers when the school meets the following:

1. The school has at least fifty percent (50%) of its students in the Proficient and Advanced levels, combined, on the MAP and Reading Performance Indicators and has no more than twenty percent (20%) of its students in the Step I and Progressing levels of the MAP, combined;

2. Schools having twenty (20) or more students in any identified ethnic minority must demonstrate improvement in the minority population's achievement which is equal to or greater than the achievement of the non-minority population on the MAP. The following process will be used to judge this condition:

A. First, the three (3) MSIP grade spans will be examined to determine whether any grade span has twenty (20) or more students in any identified minority in each grade tested in that span for both the preceding and second preceding year;

B. Second, grade spans meeting the above condition will be examined to determine how many times the identified ethnic minority group equals or exceeds the improvement of the non-minority population on each test when comparing results from the second preceding to the preceding year on both the upper two (2) levels (Proficient and Advanced combined) and the bottom two (2) levels (Step I and Progressing combined) for each test in that grade span; and

C. Third, at least sixty-two percent (62%) positive comparisons between the two (2) groups are required to be acceptable;

3. The school meets all other MSIP Performance Indicators;

4. The school completes an annual MSIP Waiver Plan which confirms the district's adherence to the specific laws and rules referred to in the plan for all buildings within the district; and

5. The school agrees to administer the MSIP Advance Questionnaire.

#### (6) Missouri School Improvement Program Waiver Plan

(A) School districts which meet certain student performance expectations may qualify for certain waivers related to the MSIP. The plan which is outlined below identifies the areas of MSIP which are eligible to be waived for qualifying districts.

1. All MSIP *Resource Standards and Indicators* will be waived except the following:

A. The state high school graduation requirements (MSIP 1.3);

B. Regular instruction in *United States and Missouri Constitutions*, as well as American History and Institutions, must be provided, and all students must pass at least a half unit of credit course in the institutions, branches, and functions of federal, state and local governments and in the electoral process, as required by section 170.011, RSMo (MSIP 1.3); and

C. All administrators and teachers must be certificated to teach in Missouri schools. "Appropriately certificated for their assignments" is waived under this provision, unless funding sources require specific certification. (MSIP 5.1).

2. All MSIP *Process Standards and Indicators* will be waived except the following:

A. Districts must have cross-referenced all curricular areas to the Show-Me Standards (MSIP 6.1A);

B. The district reports dropouts from school to the Missouri Literacy Hot Line (MSIP 8.1);

C. The district meets state and federal requirements for special education for students with disabilities, economically disadvantaged students, migratory children, students whose native or home language is other than English and homeless youth (MSIP 8.1B, C, D, E, F);

D. The district complies with all the regulations of the state and federal categorical programs in which the district participates (MSIP 8.3 and 8.7);

E. The district distributes a student code of conduct and provides a protected, orderly environment (MSIP 9.1C);

F. Professional development programs and services are provided as required by sections 168.400 and 160.530, RSMo (MSIP 12.1A);

G. Board of Education members must be trained as prescribed by section 162.203, RSMo (MSIP 13.2B);

H. The district complies with the salary compliance requirements of section 165.016, RSMo and with the minimum salary requirements as defined in section 163.172, RSMo. (MSIP 13.2.B, 13.3C) Does not apply to "hold harmless" districts;

I. The district implements effective and efficient fiscal management systems that ensure accountability of district funds, and is not identified as a "financially stressed district" (MSIP 13.4A, B);

J. The district annually reviews its Comprehensive School Improvement Plan and updates it if necessary (MSIP 13.1C);

K. The district provides a safe physical environment for students (MSIP 14.2);

L. The district implements effective and efficient fiscal management systems that ensure accountability of district funds (MSIP 13.4A, B);

M. Cumulative health records, including immunizations as required by state law, are maintained and regularly updated for all students (MSIP 15.1); and

N. The district complies with all laws related to the transportation of students (MSIP 15.3).

3. No MSIP Performance Standards will be waived.

**Title 5—DEPARTMENT OF ELEMENTARY AND  
SECONDARY EDUCATION  
Division 30—Division of School Services  
Chapter 345—Missouri School Improvement Program**

**ORDER OF RULEMAKING**

By the authority vested in the State Board of Education under section 105.269, RSMo Supp. 1999, the board adopts a rule as follows:

**5 CSR 30-345.030 Metropolitan School District Retired  
Teacher Program is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on November 1, 1999 (24 MoReg 2628-2629). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 7—DEPARTMENT OF TRANSPORTATION  
Division 10—Missouri Highways and Transportation  
Commission  
Chapter 6—Outdoor Advertising**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Highways and Transportation Commission under section 226.530, RSMo Supp. 1999, the commission amends a rule as follows:

**7 CSR 10-6.010 Public Information is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 1999 (24 MoReg 2377-2378). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received concerning this proposed amendment.

**Title 7—DEPARTMENT OF TRANSPORTATION  
Division 10—Missouri Highways and Transportation  
Commission  
Chapter 6—Outdoor Advertising**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Highways and Transportation Commission under sections 226.150, RSMo 1994 and 226.530, RSMo Supp. 1999, the commission amends a rule as follows:

**7 CSR 10-6.015 is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 1999 (24 MoReg 2378-2379). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Department received comments from the Missouri Outdoor Advertising Association (MOAA) and Drury Displays, Inc. d/b/a DDI Media.

COMMENT: Missouri Outdoor Advertising Association (MOAA) objected to the addition of a "billboard" definition as unnecessary given the fact that other types of signs are defined in the rules.

RESPONSE AND EXPLANATION OF CHANGE: The Department agrees. The deletion of this definition is noted in this Order of Rulemaking.

COMMENT: MOAA commented on the definition "modify." This definition of modify would conflict with current regulations for non-conforming signs which allow the repair of an existing sign as long as the repairs do not exceed 50% of the value of the structure or 50% of its structural supports. This definition would enable MoDOT to order the removal of existing legal non-conforming signs when the current regulations would allow a repair. MOAA is strongly opposed to the adoption of this definition for modify and believe it is intended to prevent repairs to non-conforming signs. DDI Media commented the legislation contained within Senate Bill 61 uses the word modified several times. For example, "Stacked structures existing on or before August 28, 1999, in accordance with sections 226.500 to 226.600 shall not be deemed

non-conforming for failure to meet the requirements of this section until such sign's structure is modified, repaired, replaced or rebuilt." The definition MoDOT uses for the word "modify" is "Modify means altering, enlarging or extending the facing, raising or lowering the structure itself, the addition of lights or lighting, and the replacing or changing poles, bracing, or supports." The proposed language would deem a sign non-conforming the first time a company would perform even the most simple maintenance upon their structures.

**RESPONSE AND EXPLANATION OF CHANGE:** Senate Bill 61 specifically allowed repairs to certain signs prior to the classification change to non-conforming. Repairs to non-conforming signs are addressed in 7 CSR 10-6.060(3). Signs which are lawfully erected but fail to conform to the requirements of subsequently enacted statutes are lawful and may be maintained as non-conforming signs. The language in the definition modify is consistent with the intent of Senate Bill 61 and 226.500 to 226.600 RSMo. The Department has changed "modify" to clarify the category of signs applicable to the definition in this Order of Rulemaking.

**COMMENT:** MOAA opposes the definition of Normal business hours of 8 a.m. to 5 p.m. Such a definition would exclude many legitimate businesses which have other normal operating hours.

**RESPONSE AND EXPLANATION OF CHANGE:** The Department agrees. The deletion of this definition is noted in this Order of Rulemaking.

#### 7 CSR 10-6.015 Definitions

(2) Changed conditions means a change in facts or local ordinance, such as but not limited to, discontinuance of a commercial or industrial activity, decrease in the limits of an urban area, reclassification of a secondary highway to interstate or federal aid primary or National Highway System (NHS) highway status, upgrading of an urban primary highway to freeway status or amendment of a comprehensive local zoning ordinance from commercial to residential or the like.

(3) Director of transportation means the director of transportation of the Missouri Department of Transportation appointed by the Missouri Highways and Transportation Commission under section 226.040, RSMo or the director of transportation's authorized representative.

(4) Commercial or industrial activities are defined in section 226.540(5), RSMo.

(5) Commission means the Missouri Highways and Transportation Commission.

(6) Department means the Missouri Department of Transportation.

(7) Directional and other official signs means only official signs and notices, public utility signs, service club and religious notices, public service signs and directional signs.

(8) Display means a single graphic design which advertises goods, services or businesses.

(9) District engineer means any one (1) of the ten (10) Missouri Department of Transportation district engineers or the district engineer's authorized representatives.

(10) Division means the right-of-way division unless otherwise specified.

(11) Double-stacked means sign faces placed one above another on a single structure. This definition shall not include faces or signs maintained in a side-by-side configuration.

(12) Erect means to construct, build, raise, assemble, place, affix, attach, create, paint, draw or in any other way bring into being or establish.

(13) Exempt billboard means a billboard erected by those organizations that are required to be permitted and are exempt from paying any fees. These organizations include religious, service, fraternal and veteran organizations.

(14) Federal or state law means a federal or state constitutional provision or statute or an ordinance or rule enacted or adopted by Missouri or a federal agency or a political subdivision in Missouri pursuant to a federal or state constitution or statute.

(15) Flashing means emitting a series of sudden and transient outburst of light.

(16) Highway means any existing highway or a project for which the commission's right-of-way division has authorized the purchase of right-of-way.

(17) Intermittent means occurring at intervals.

(18) Landmark signs means outdoor advertising determined by agreement between the commission and the secretary of transportation to have been lawfully in existence on October 22, 1965, and to be of historical or artistic significance under section 226.545, RSMo.

(19) Lawful means lawfully erected and in compliance with all other legal requirements including, but not limited to, permit requirements, payment of biennial inspection fees and in the case of nonconforming signs, the requirements of 7 CSR 10-6.060(3).

(20) Lawfully erected means erected prior to January 1, 1968 or erected after January 1, 1968, in compliance with the sizing, lighting, spacing, location, permit and all other requirements of sections 226.500-226.600, RSMo as provided by those sections at the erection date of the sign; or erected after January 1, 1968, and before March 30, 1972, in compliance with the sizing, lighting, spacing and location requirements in effect at the time of erection, but for which a permit was not obtained prior to March 30, 1972.

(21) Maintain means allow to exist.

(22) Main-traveled way means the through traffic lanes of the highway, exclusive of frontage roads, outer roads, auxiliary lanes, ramps and all shoulders.

(23) Modify applies to sign structures existing prior to August 28, 1999, which complied with the requirements with sizing, lighting, spacing, location, permit and all other requirements of sections 226.500-226.600, RSMo as provided by those sections at the erection date of the sign and not deemed nonconforming for failure to comply with the provisions of this chapter until such sign's structure is modified, repaired, replaced or rebuilt. After which, the provisions of 7 CSR 10-6.060 apply to signs of this category. Modify is altering, enlarging or extending the facing, raising or lowering the structure itself, the addition of lights or lighting, replacing or changing poles, bracing, supports, or type of materials.

(24) Nonconforming sign or nonconforming outdoor advertising means a sign which was lawfully erected but which does not conform to the requirements of state statutes enacted at a later date or

which later fails to comply with state statutes due to changed conditions.

(25) On-premises sign is limited to outdoor advertising which advertises—the sale or lease of the property upon which it is located, the name of the establishment or activity located upon the premises upon which it is located, or the principal products or services offered by the establishment or activity upon the premises upon which it is located.

(26) Outdoor advertising permit review committee consists of the assistant chief engineer-operations, assistant chief engineer-design, and the division director of the right-of-way division or their designees.

(27) Parkland means any publicly-owned land which is designated or used as a public park, recreation area, wildlife or waterfowl refuge, or historic site.

(28) Premises is limited to improvements, buildings, parking lots, landscaping, storage or processing areas as well as any other contiguous land actually used in connection with the premises or for access.

(29) Readily accessible access means easy and convenient availability without obstruction and is maintained adjacent to an official roadway designated by a state, county or local authority and can be traversed by a regular passenger vehicle.

(30) Regular intervals means hours of operation posted and occurring uniformly on a regular basis.

(31) Scenic area means any area of particular scenic beauty or historic significance as determined by the federal, state or local officials having jurisdiction of the area and includes interests in land which have been acquired for the restoration, preservation and enhancement of scenic beauty (see 7 CSR 10-6.020).

(32) Secretary of transportation means the United States Secretary of Transportation.

(33) Sign means outdoor advertising as defined by section 226.510(3), RSMo.

(34) Spot zoning for outdoor advertising or strip zoning for outdoor advertising means an amendment, variance or exception to the comprehensive local zoning ordinance classifying or zoning a parcel of land as commercial, industrial or suitable for outdoor advertising, out of harmony with the zoning classification or uses of surrounding land as determined by the chief engineer.

(35) State means the state of Missouri.

(36) Unlawful signs or unlawful outdoor advertising are those identified as unlawful in sections 226.580.1 and 226.580.2, RSMo and 7 CSR 10-6.080(2), and nonconforming signs which have failed to comply with the requirements of 7 CSR 10-6.060(3).

(37) Unzoned area means an area where there is no comprehensive zoning regulation. It does not include areas which have rural zoning classifications, land uses established by zoning variances or special exceptions under comprehensive local zoning ordinances.

(38) Unzoned commercial or industrial areas or unzoned commercial or industrial land is defined by section 226.540(4) and 226.540(5), RSMo and 7 CSR 10-6.040(2)(B).

(39) Urban area is defined in section 226.510(6), RSMo.

(40) Visible means capable of being seen, whether or not legible, without visual aid by a person of normal visual acuity. A person of normal visual acuity is any person licensed by Missouri to operate a motor vehicle upon the highways of this state.

(41) Zoned commercial or industrial areas or areas which are zoned industrial, commercial or the like per section 226.540(5), RSMo and which meet the requirements of 7 CSR 10-6.040(2)(C).

**Title 7—DEPARTMENT OF TRANSPORTATION  
Division 10—Missouri Highways and Transportation  
Commission  
Chapter 6—Outdoor Advertising**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Highways and Transportation Commission under sections 226.150, RSMo 1994 and 226.530, RSMo Supp. 1999, the commission amends a rule as follows:

7 CSR 10-6.040 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 1999 (24 MoReg 2379-2381). The subsections with changes are reprinted here. This proposed amendment becomes effective thirty days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** The Department received comments from the Missouri Outdoor Advertising Association (MOAA) and Drury Displays, Inc. d/b/a DDI Media.

**COMMENT:** Missouri Outdoor Advertising Association (MOAA) objected to the language 7 CSR 10-6.040(2)(C)3.B.(I). It would appear this language would disregard any business that kept hours other than 8:00 to 5:00.

**RESPONSE AND EXPLANATION OF CHANGE:** The definition of normal business hours was removed in 7 CSR 10-6.015 Order of Rulemaking and does not require 8 a.m. to 5 p.m. as normal business hours. The Department agrees and has removed the language in the Order of Rulemaking.

**COMMENT:** Both MOAA and DDI Media commented 7 CSR 10-6.040(3) Standards for Allowed Signs paragraph (4) has new language proposed that says “double stacked structures are prohibited. While it is true that 226.540 now prohibits the erection of new stacked structures, existing signs are, according to the statutory language, not to be considered non-conforming unless and until they are rebuilt, relocated, or modified. This seems to clearly imply that an existing stacked structure may be legally rebuilt or modified at least once before becoming non-conforming. They suggest the proposed language be amended to provide that “new double stacked structures are prohibited but such signs lawfully in existence on August 28, 1999, may be rebuilt, altered, modified whereupon such signs shall be deemed legal non-conforming. This language much more clearly mirrors the statutory language than that of the proposed language.

**RESPONSE AND EXPLANATION OF CHANGE:** The Department agrees and has included this language in the Order of Rulemaking.

**COMMENT:** MOAA commented the proposal of new regulation 7 CSR 10-6.040(5) for automatic changeable faces or tri-vision signs would arbitrarily exclude all such signs which change with a waving motion. Wave type signs are very common in the outdoor industry and are allowed in other states around the country. There

can really be no reasonable basis for allowing a sign face to change all at once rather than in a wave motion when both changes occur in about the same times.

RESPONSE: Wave signs are allowed if they change in 2 seconds and remain in place for 8 seconds. No change was made as a result of this comment.

### 7 CSR 10-6.040 Outdoor Advertising in Zoned and Unzoned Commercial and Industrial Areas

(2) Criteria for Determination of Zoned and Unzoned Commercial and Industrial Areas.

(C) Primary Use Test.

1. In General. In order for an area to qualify as an unzoned commercial or industrial area, the primary use or activity conducted in the area must be of a type customarily and generally required by local comprehensive zoning authorities in Missouri to be restricted as a primary use to areas which are zoned industrial or commercial. The fact that an activity may be conducted for profit in the area is not determinative of whether or not an area is an unzoned commercial or industrial area. Activities incidental to the primary use of the area, such as a kennel or repair shop in a building or on property which is used primarily as a residence, do not constitute commercial or industrial activities for the purpose of determining the primary use of an unzoned area even though income is derived from the activity. If, however, the activity is primary and local comprehensive zoning authorities in Missouri would customarily and generally require the use to be restricted to a commercial or industrial area, then the activity constitutes a commercial or industrial activity for purposes of determining the primary use of an area even though the owner or occupant of the land may also live on the property.

2. Visible. The purported commercial or industrial activity must be visible from the main-traveled way within the boundaries of that unzoned commercial or industrial area by a motorist of normal visual acuity traveling at the maximum posted speed limit on the main-traveled way of the highway. Visibility will be determined at the time of the field inspection by the department's authorized representative.

3. Recognizable. The purported commercial or industrial activity must be recognizable as a commercial or industrial enterprise as viewed from both directions of travel of the adjacent interstate or primary highway. In addition, the activity must comply with each of the following:

A. Structure and grounds requirements—

(I) Area. Any structure to be used as a business or office must have an enclosed area of two hundred (200) square feet or more;

(II) Foundation. Any structure to be used as a business or office must be affixed on a slab, piers or foundation;

(III) Access. Any structure to be used as a business or office must have approved access from a roadway and readily accessible by the motorist to a defined customer parking lot adjacent to business building;

(IV) Utilities. Any structure to be used as a business or office must have normal utilities. Minimum utility service shall include: business telephone, electricity, water service and waste water disposal, all in compliance with appropriate local, state and county rules. Should a state, county or local rule not exist, compliance with minimum utility service shall be determined at the time of field inspection by the department's authorized representative;

(V) Identification. The purported enterprise must be identified as a commercial or industrial activity which may be accomplished by on-premises signing or outside visible display of product;

(VI) Use. Any structure to be used as a business or office must be used exclusively for the purported commercial or industrial activity; and

(VII) Limits. Limits of the business activity shall be in accordance with section 226.540(4), RSMo;

B. Activity requirements. In order to be considered a commercial or industrial activity for the purpose of outdoor advertising regulation, the following conditions must be met:

(I) Hours must be posted and staffed accordingly or phone numbers, facsimile number or E-mail address for communication posted so that the public can contact the owner of the business activity or the designated employee(s) for an appointment at the business location;

(II) The purported activity or enterprise shall maintain all necessary business licenses, occupancy permits, sales tax and other records as may be required by applicable state, county or local law or ordinance;

(III) A sufficient inventory of products must be maintained for immediate sale or delivery to the consumer. If the product is a service, it must be available for purchase on the premises; and

(IV) The purported activity or enterprise must be in active operation a minimum of one hundred eighty (180) days prior to the issuance of any outdoor advertising permit. The one hundred eighty (180)-day time frame begins when the business activity is in compliance with commission business requirements; and

*PUBLISHER'S NOTE: Subparagraph (2)(C)3.C. remains as published in the Code of State Regulations.*

(4) Multiple Sign Structures. A back-to-back sign, double-faced sign or V-type sign is a sign with two (2) sides or outdoor advertising faces owned by the same sign owner which are physically contiguous, or connected by the same structure or cross bracing or located not more than fifteen feet (15') apart at their nearest point. New double-stacked, as defined in 7 CSR 10-6.015(11), structures are prohibited but such signs lawfully in existence on August 28, 1999, may be rebuilt, altered, or modified one time, whereupon such signs shall be deemed legal non-conforming. Each side or face of this multiple sign structure shall be considered as one (1) sign for the purpose of determining whether or not it complies with the sizing, lighting, spacing and location requirements of section 226.540, RSMo provided that each face or side of a multiple sign structure is limited to a total of eight hundred (800) square feet in area. The total area of each side or face shall be measured by the smallest square, rectangle, triangle, circle or contiguous combination of shapes which will encompass the display(s) of each side or face.

## Title 7—DEPARTMENT OF TRANSPORTATION Division 10—Missouri Highways and Transportation Commission

### Chapter 6—Outdoor Advertising

#### ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under sections 226.150, RSMo 1994 and 226.530, RSMo Supp. 1999, the commission amends a rule as follows:

### 7 CSR 10-6.050 Outdoor Advertising Beyond Six Hundred Sixty Feet of the Right-of-Way is amended.

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



October 1, 1999 (24 MoReg 2381). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received concerning this proposed amendment.

**Title 7—DEPARTMENT OF TRANSPORTATION  
Division 10—Missouri Highways and Transportation  
Commission  
Chapter 6—Outdoor Advertising**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Highways and Transportation Commission under sections 226.150, RSMo 1994 and 226.530, RSMo Supp. 1999, the commission amends a rule as follows:

**7 CSR 10-6.060 Nonconforming Signs is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 1999 (24 MoReg 2381–2382). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received concerning this proposed amendment.

**Title 7—DEPARTMENT OF TRANSPORTATION  
Division 10—Missouri Highways and Transportation  
Commission  
Chapter 6—Outdoor Advertising**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Highways and Transportation Commission under sections 226.150, RSMo 1994 and 226.530, RSMo Supp. 1999, the commission amends a rule as follows:

**7 CSR 10-6.070 is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 1999 (24 MoReg 2382–2384). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Department received comments from the Missouri Outdoor Advertising Association (MOAA), Drury Displays, Inc. d/b/a DDI Media and a staff member.

COMMENT: The Missouri Outdoor Advertising Association (MOAA) and DDI Media feel the failure to provide a copy of the display contract or letter providing the beginning and ending dates of the display prior to installation should not constitute a basis for revocation of a permit or the loss of a legal sign.

RESPONSE: Senate Bill 61 states, “In determining the size of a sign structure, temporary cutouts and extensions installed for the length of a specific display contract shall not be included in calculating the size of the permanent display.” It is necessary to estab-

lish that the surface of the cutout is temporary or the surface of the cutout will be calculated into the permanent display size. No change was made as a result of this comment.

COMMENT: A staff member commented, the proposed new language provides that “no permits will be granted at locations where illegal tree cutting has taken place.” and recommended using “unpermitted” tree cutting in place of “illegal.”

RESPONSE AND EXPLANATION OF CHANGE: The Department agrees and has included the change in the Order of Rulemaking.

COMMENT: MOAA commented the voiding of sign permits for “illegal” tree cutting or trimming doesn’t provide for a hearing or finding of guilt or fault. There are already laws against the destruction of state property.

RESPONSE AND EXPLANATION OF CHANGE: For permitted signs, if unpermitted tree cutting occurs and the outdoor advertising permit is voided, a notice to remove will be issued. As with any notice to remove, a sign owner can request an administrative hearing through the district engineer pursuant to 7 CSR 10-6.070. MoDOT not issuing a sign permit in an area where “unpermitted” tree trimming has been performed, does not require proof of guilt. A sign permit is simply not issued.

COMMENT: MOAA commented the language regarding the reconstruction of a sign seems to conflict with the statutory language in Senate Bill 61. It should not be necessary to obtain a new permit to repair or reconstruct a conforming sign.

RESPONSE AND EXPLANATION OF CHANGE: The Department agrees and has removed the additional language “reconstruction” in this Order of Rulemaking.

COMMENT: MOAA disagrees with the increase in permit transfer fees because the records are now computerized. The fiscal note filed with respect to this change indicates that transfer fees already generate approximately \$25,000 a year. That amount would pay for a full-time employee to enter what is about 2500 transfers a year.

RESPONSE AND EXPLANATION OF CHANGE: The Department will not increase the permit transfer fees and has removed the increase in this Order of Rulemaking.

**7 CSR 10-6.070 Permits for Outdoor Advertising**

**(6) Permits.**

(A) Issue and Use of Permit. Upon proper application and payment of fee for any sign eligible for a permit, the district engineer shall issue a one (1)-time permanent permit. The permit owner must erect the sign, if not already in existence within two (2) years of the date the permit was issued by the commission. The permit holder must contact the outdoor advertising office in that area in writing within thirty (30) days of the sign’s erection. No permits will be granted at locations where unpermitted tree cutting has taken place.

(B) Transfer of Permit. When a sign owner transfers ownership of a sign for which a permit is required by section 226.550, RSMo, the new sign owner shall notify the commission by filing an application for transfer, along with a ten dollar (\$10) fee, on a form supplied by the district engineer that issued the original permit which is the district engineer for the county in which the sign is located (see 7 CSR 10-6.010). Applications must be completed in full. Incomplete or incorrectly completed application forms shall be rejected or returned by the outdoor advertising permit specialist to the applicant.

(C) Voiding of Permits. Any misrepresentation of material fact on any application under this section or violation of any one (1) or more of the requirements of this section shall be grounds for the

district engineer to void the permit. Any existing sign is then maintained without a permit and subject to removal under sections 226.580, RSMo and 7 CSR 10-6.080(2). Unpermitted tree cutting or trimming in front of a permitted sign or maintaining a sign via the state right-of-way shall be grounds for voiding a permit. The district engineer shall notify the sign owner and the owner or occupant of the land on which the sign is or was located in writing of the voiding of the permit. Permit fees shall be retained by the commission. The district engineer shall issue a notice to remove outdoor advertising under section 226.580.3, RSMo.

(8) Relocation. Relocation of any sign for any reason whatsoever is a new erection as of the date the relocation is completed and these signs must then comply with the then effective sizing, lighting, spacing, location and permit requirements of sections 226.500–226.600, RSMo. Relocation of any sign voids any permit issued by the commission for that sign and the fee shall be retained by the commission. The district engineer shall issue a notice to remove outdoor advertising under section 226.580, RSMo. A new application for permit must be filed with the district engineer and the sign can only be relocated in compliance with the sizing, lighting, spacing and location requirements of sections 226.500–226.600, RSMo.

REVISED PRIVATE COST: This order of rulemaking will cost private entities approximately \$25,420 per annum for the life of the rule. See attached revised fiscal note.

**REVISED FISCAL NOTE  
PRIVATE ENTITY COST**

I. RULE NUMBER

Title: 7 - Department of Transportation

Division: 10-Missouri Highways and Transportation Commission

Chapter: 6 - Outdoor Advertising

Type of Rulemaking: Order of Rulemaking

Rule Number and Name: 7 CSR 10-6.070(6)(B) Permits for Outdoor Advertising

II. SUMMARY OF FISCAL IMPACT

Estimate of the number of entities by class which would likely be affected by the adoption of the proposed rule:	Classification by types of the business entities which would be affected:	Estimate in the aggregate as to the cost of compliance with the rule by the affected entities:
27	Billboard Companies	\$25,420.

III. WORKSHEET

Transfer Cost:

Per sign = \$10.00 ( x approx. 2,542 signs) \$25,420.00

IV. ASSUMPTIONS

(a) These private entity costs will recur each year for the life of the rule, however the number of billboard companies may vary from year to year and are almost impossible to predict accurately.

**Title 7—DEPARTMENT OF TRANSPORTATION  
Division 10—Missouri Highways and Transportation  
Commission  
Chapter 6—Outdoor Advertising**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Highways and Transportation Commission under sections 226.150 and 226.585, RSMo 1994 and 226.530, RSMo Supp. 1999, the commission amends a rule as follows:

7 CSR 10-6.085 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 1999 (24 MoReg 2385–2386). The section with a change is reprinted here. This proposed amendment becomes effective thirty days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** The Department received comments from the Missouri Outdoor Advertising Association (MOAA) and Drury Displays, Inc. d/b/a DDI Media.

**COMMENT:** MOAA commented the new language being added to paragraph (1) allows MoDOT officials to reject a permit application because cutting would be “detrimental to the stability of the right-of-way” or any “vegetation that protects natural or scenic features at that location.” This language seems to be extremely broad and vague. DDI Media asked what criteria will be used to determine what natural or scenic features need protecting?

**RESPONSE AND EXPLANATION OF CHANGE:** This language was added to protect the stability of the state of Missouri’s right-of-way. For example, rock cliffs, once held together by natural vegetation now cut away, have fallen onto the road; this creates a safety issue. The Roadside Enhancement Manager considers the needs of the billboard owner while preserving the stability of the Missouri roadsides. The Department has removed the language containing “scenic features” and has included it in this Order of Rulemaking.

**COMMENT:** A staff member noted a typographical error in (1)(B). The sentence stating “There will no fee to trim....” needs to read, “There is no fee to trim....”

**RESPONSE AND EXPLANATION OF CHANGE:** The Department has corrected the error and included the change within this Order of Rulemaking.

**7 CSR 10-6.085 Cutting and Trimming of Vegetation on Right-of-Way**

(1) Permits. A permit is required to cut or trim any vegetation in front of any lawful sign. A separate permit is required for each sign structure. Permits to cut vegetation will be issued only for lawful signs which are at least five (5) years old. Permits to trim trees will be issued only after a lawful sign is at least two (2) years old. A vegetation permit may be denied or limited if the plan is deemed to be detrimental to the stability of the state right-of-way as determined by the Roadside Enhancement Manager.

(B) Fee. The cost of a permit for trimming and cutting is determined by the vegetation to be removed. All diameter measurements contained in this rule shall be measured at four and one-half feet (4 1/2') above ground level. There is no fee to trim trees in accordance with subsection (3)(F) of this rule or remove brush and trees with a diameter of less than six inches (6"), but a permit will still be required. The fee to remove each tree with a diameter equal to or greater than six inches (6") is one hundred dollars (\$100) plus an additional one hundred dollars (\$100) for every inch of

diameter greater than six inches (6"). Measurements for diameter will be rounded down to the nearest inch. For example, the fee for trimming or removing a tree six and three-fourths inch (6 3/4") in diameter would be one hundred dollars (\$100); the fee for a tree ten and one-half inches (10 1/2") in diameter would be five hundred dollars (\$500). Also, a performance bond in an amount up to one thousand dollars (\$1,000) shall be required if the district engineer or his/her representative deems it necessary to ensure restoration of highway right-of-way. Fees will be placed in a roadside enhancement fund and utilized by the department to plant trees and do other landscaping on highway right-of-way. A cash bond equal to the amount of vegetation to be removed must be filed with the department prior to any work on the right-of-way. All fees must be paid prior to the commencement of any tree trimming.

**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. 1999, the commission amends a rule as follows:

**10 CSR 10-6.070 New Source Performance Regulations is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 15, 1999 (24 MoReg 2226). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** The department received no comments.

**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. 1999, the commission amends a rule as follows:

**10 CSR 10-6.075 Maximum Achievable Control Technology Regulations is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 15, 1999 (24 MoReg 2226–2229). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** The department received no comments.

**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. 1999, the commission amends a rule as follows:

**10 CSR 10-6.080** Emission Standards for Hazardous Air Pollutants is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 15, 1999 (24 MoReg 2230). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The department received no comments.

**Title 12—DEPARTMENT OF REVENUE**  
**Division 10—Director of Revenue**  
**Chapter 2—Income Tax**

**ORDER OF RULEMAKING**

By the authority vested in the director of revenue under sections 136.120 and 143.961, RSMo 1994, the director amends a rule as follows:

**12 CSR 10-2.240** Determination of Timeliness is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on November 1, 1999 (24 MoReg 2632). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 12—DEPARTMENT OF REVENUE**  
**Division 10—Director of Revenue**  
**Chapter 110—Sales/Use Tax—Exemptions**

**ORDER OF RULEMAKING**

By the authority vested in the director of revenue under section 144.270, RSMo 1994, the director adopts a rule as follows:

12 CSR 10-110.016 is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on November 1, 1999 (24 MoReg 2634-2635) as 12 CSR 10-111.016. A change of the chapter number and name for this rule has been made and that change is reprinted here, no other changes have been made in the text of the proposed rule. This proposed rule becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS AND EXPLANATION OF CHANGE: No comments have been received. For purposes of

clarity, the chapter number and title of the regulation are being changed from Chapter 111 to Chapter 110 and Sales/Use Tax to Sales/Use Tax—Exemptions. The department is in the process of rewriting the State Sales/Use Tax Regulations. To ensure the public easier understanding of these rules the Department has assigned new Sales/Use Tax chapters and rule numbers, by subject (example: Sales/Use Tax—Exemptions, —Nature of Tax, —Taxpayers Rights), etc.

**Title 12—DEPARTMENT OF REVENUE**  
**Division 10—Director of Revenue**  
**Chapter 110—Sales/Use Tax—Exemptions**

**12 CSR 10-110.016** Refunds and Credits

**Title 13—DEPARTMENT OF SOCIAL SERVICES**  
**Division 70—Division of Medical Services**  
**Chapter 4—Conditions of Recipient Participation,**  
**Rights and Responsibilities**

**ORDER OF RULEMAKING**

By the authority vested in the director of the Division of Medical Services under sections 208.040 and 660.017, RSMo Supp. 1999 and 208.201, RSMo 1994, the director hereby adopts a rule as follows:

13 CSR 70-4.090 is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on October 1, 1999 (24 MoReg 2399-2401). Sections (1), (2), (3), (4), (5), (6), (7), (8), (9), and (10) of the proposed rule with changes are reprinted herein. This proposed rule becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The Division of Medical Services received and reviewed all comments received on or before October 31, 1999. Numerous comments were received and are summarized as follows:

COMMENT: Three comments supported the removal of the requirement that parents be working to be eligible for the Uninsured Parents' Health Insurance Program.

RESPONSE AND EXPLANATION OF CHANGE: The Federal Health Care Financing Administration disapproved of the requirement that parents had to be working to be eligible for the program. The requirement that a parent be working is removed.

COMMENT: One comment suggested that there should not be a requirement that to be uninsured a person must have been without health insurance for six months prior to application.

RESPONSE: The six month requirement is in keeping with the legislative appropriation process intent and the federal waiver submission.

COMMENT: One comment expressed concern that preventive dental services are not covered by the Uninsured Parents' Health Insurance Program.

RESPONSE: Prevention dental services were not included in the waiver submission or budget appropriation submission.

COMMENT: One comment requested that mandatory co-payments be required prior to the provision of services.

RESPONSE: The Federal Health Care Financing Administration did not approve requiring payment of co-payments prior to the provision of services.

COMMENT: Two comments were received opposing denial of service if the mandatory co-payment is not paid.

RESPONSE: Service may not be denied if a mandatory co-payment is not paid. If three co-payments are reported not paid in one year, an individual may lose all eligibility for the Uninsured Parents' Health Insurance Program for six months or until one co-payment is paid.

COMMENT: Two comments expressed the opinion that the phrase "prior to" should be deleted from subsection (7)(A) addressing when a provider may request payment of the mandatory co-payment.

RESPONSE AND EXPLANATION OF CHANGE: Services may not be denied for failure to pay the mandatory co-payments. Subsection (7)(A) has been amended to give the provider of service the option of requesting payment of mandatory co-payments prior to or after service delivery.

COMMENT: Two comments expressed the opinion that the regulation should be revised to require the agency to redetermine eligibility after the fourteen day response period has elapsed after the non-payment of a mandatory co-payment, regardless of whether the family indicates a change in financial circumstances.

RESPONSE: The regulation requires the redetermination of eligibility if the parent indicates a change in financial circumstances. The division does not believe it is unreasonable to believe the individual family is in the best position to communicate its specific changes in financial circumstances.

COMMENT: Four comments suggested that the division should fully inform recipients about the consequences of non-payment of mandatory co-payments and their right to a hearing. The comments also suggested that there be good cause exceptions to the non-payment of mandatory co-payments.

RESPONSE AND EXPLANATION OF CHANGE: The amendment has been changed to include an explanation of the consequences of non-payment of mandatory co-payments in the required notice. Recipients are given the right to a hearing of any adverse agency decision. There are no good cause exceptions to not paying the mandatory co-payments.

COMMENT: Three comments suggested that individuals be reinstated prior to the end of the penalty period if a co-payment is paid.

RESPONSE AND EXPLANATION OF CHANGE: Subsection (7)(I) has been amended to allow coverage to begin after payment of one or more of the mandatory co-payments or passage of six months.

COMMENT: One comment requested clarification of and made suggestions on how the continuing health coverage for individuals transitioning off Medicaid (option to stay with MC+ Health Plan) would be implemented.

RESPONSE: The division will be developing further policy on implementation of this provision.

COMMENT: Four comments expressed the opinion that the division should add more exceptions that would make an individual eligible for the Uninsured Parents' Health Insurance Program without being uninsured for six months prior to the month of application.

RESPONSE AND EXPLANATION OF CHANGE: The division amended Section four to add that the six month period of ineligibility would not apply to parents who lose health insurance due to lapse of health insurance when maintained by an individual other than the parent. This change makes the Uninsured Parents' Health Insurance Program exception to the six month limitation consistent with Children's Health Insurance Program.

COMMENTS IN SUPPORT OF THE PROPOSED RULE: One (1) comment was received supporting the state's efforts to expand health insurance coverage to additional populations.

SUMMARY OF CHANGES: Based on the numerous comments received several changes have been made in the text of the rule. The following are the changes the division made to sections (1), (2), (3), (4), (5), (6), (7), (8), (9), and (10).

### 13 CSR 70-4.090 Uninsured Parents' Health Insurance Program

(1) Definitions.

(A) Health insurance. Any hospital and medical expense incurred policy, nonprofit health care service for benefits other than through an insurer, nonprofit health care service plan contract, health maintenance organization subscriber contract, preferred provider arrangement or contract, or any other similar contract or agreement for the provision of health care benefits. The term "health insurance" does not include short-term, accident, fixed indemnity, limited benefit or credit insurance coverage issued as a supplement to liability insurance, insurance arising out of a workers' compensation or similar law, automobile medical-payment insurance, or insurance under which benefits are payable with or without regard to fault and which is statutorily required to be contained in any liability insurance policy or equivalent self-insurance.

(B) Co-payment. A cost-sharing arrangement in which a covered person pays a specified charge for a specified service, such as ten dollars (\$10) for a professional service.

(C) Parents. For purposes of this regulations the term parents refers to biological or adoptive parent(s).

(2) The following uninsured individuals shall be eligible to receive medical services to the extent and in the manner provided in this regulation:

(A) Individuals losing transitional medical assistance (TMA) who would not otherwise be insured or Medicaid eligible, with gross income below three hundred percent (300%) of the federal poverty level for the household size—

1. Eligibility for the Uninsured Parents' Health Insurance Program for individuals losing TMA ends twenty-four (24) months after TMA eligibility ends; and

2. After coverage ends, the individuals with a child eligible for MC+ have the option of staying in the MC+ health plan, where managed care is available, if the parents pay the cost of the state's cost for the time period covered by the Missouri Medicaid Section 1115 Health Care Reform Demonstration Proposal as approved by the Health Care Financing Administration;

(B) Uninsured non-custodial parents with income at or below one hundred twenty-five percent (125%) of the federal poverty level for the household size who are current in paying their child support—

1. Eligibility for the Uninsured Parents' Health Insurance Program for uninsured non-custodial parents with income below one hundred twenty-five percent (125%) of the federal poverty level ends after twenty-four (24) total months, the months can be non-consecutive; and

2. Child support refers to a legally obligated dollar amount established by court or administrative order;

(C) Uninsured non-custodial parents who are actively participating in Missouri's Parents' Fair Share Program;

(D) Uninsured custodial parents with family income at or below one hundred percent (100%) of the federal poverty level for the household size; and

(E) Uninsured women who do not qualify for other medical assistance benefits, and would lose their Medicaid eligibility sixty (60) days after the birth of their child or sixty (60) days after a miscarriage, will continue to be eligible for family planning and limited

testing of sexually transmitted diseases (EWH), regardless of income, for twenty-four (24) consecutive months after the pregnancy ends.

(3) Uninsured parents identified in subsections (2)(B), (2)(C) or (2)(D) who had health insurance in the six (6) months prior to the month of application shall not be eligible for coverage under this rule until six (6) months after coverage was dropped.

(4) The six (6)-month period of ineligibility would not apply to parents who lose health insurance due to:

(A) Loss of employment due to factors other than voluntary termination;

(B) Employment with a new employer that does not provide an option for coverage;

(C) Expiration of the Consolidated Budget Reconciliation Act (COBRA) coverage period;

(D) Lapse of health insurance when the lifetime maximum benefits under their private health insurance have been exhausted; or

(E) Lapse of health insurance when maintained by an individual other than the parent, individual losing TMA, or women who qualify for EWH.

(5) Beneficiaries covered in section (2) of this rule shall be eligible for service(s) from the date their application is received. No service(s) will be covered prior to the date the application is received.

(6) The following services are covered for beneficiaries of the Uninsured Parents' Health Insurance Program if they are medically necessary:

(A) Inpatient hospital services;

(B) Outpatient hospital services;

(C) Emergency room services;

(D) Ambulatory surgical center, birthing center;

(E) Physician, advanced practice nurse, and certified nurse midwife services;

(F) Maternity benefits for inpatient hospital and certified nurse midwife. The health plan shall provide coverage for a minimum of forty-eight (48) hours of inpatient hospital services following a vaginal delivery and a minimum of ninety-six (96) hours of inpatient hospital services following a cesarean section for a mother and her newly born child in a hospital or any other health care facility licensed to provide obstetrical care under the provision of Chapter 197, RSMo. A shorter length of hospital stay for services related to maternity and newborn care may be authorized if a shorter inpatient hospital stay meets with the approval of the attending physician after consulting with the mother and is in keeping with federal and state law. The health plan is to provide coverage for post-discharge care to the mother and her newborn. The physician's approval to discharge shall be made in accordance with the most current version of the "Guidelines for Perinatal Care" prepared by the American Academy of Pediatrics and the American College of Obstetricians and Gynecologists, or similar guidelines prepared by another nationally recognized medical organization and be documented in the patient's medical record. The first post-discharge visit shall occur within twenty-four (24) to forty-eight (48) hours. Post-discharge care shall consist of a minimum of two (2) visits at least one (1) of which shall be in the home, in accordance with accepted maternal and neonatal physical assessments, by a registered professional nurse with experience in maternal and child health nursing or a physician. The location and schedule of the post-discharge visits shall be determined by the attending physician. Services provided by the registered professional nurse or physician shall include, but not be limited to, physician assessment of the newborn and mother, parent education, assistance and training in breast or bottle feeding, education and services for complete childhood immunizations, the performance

of any necessary and appropriate clinical tests and submission of a metabolic specimen satisfactory to the state laboratory. Such services shall be in accordance with the medical criteria outlined in the most current version of the "Guidelines for Perinatal Care" prepared by the American Academy of Pediatrics and the American College of Obstetricians and Gynecologists, or similar guidelines prepared by another nationally recognized medical organization. If the health plan intends to use another nationally recognized medical organization's guidelines, the state agency must approve prior to implementation of its use;

(G) Family planning services;

(H) Pharmacy benefits;

(I) Dental services to treat trauma or disease;

(J) Laboratory, radiology and other diagnostic services;

(K) Prenatal case management;

(L) Hearing aids and related services;

(M) Eye exams and services to treat trauma or disease (one (1) pair of glasses after cataract surgery only);

(N) Home health services;

(O) Emergent (ground or air) transportation;

(P) Non-emergent transportation only for members in ME Code 78 Parents' Fair Share;

(Q) Mental health and substance abuse services, subject to limitation of thirty (30) inpatient days and twenty (20) outpatient visits. One (1) inpatient day may be traded for two (2) outpatient visits;

(R) Services of other providers when referred by the health plan's primary care provider;

(S) Hospice services;

(T) Durable medical equipment (including but not limited to: orthotic and prosthetic devices, respiratory equipment and oxygen, enteral and parenteral nutrition, wheelchairs and walkers, diabetes supplies and equipment);

(U) Diabetes self-management training for persons with gestational, Type I or Type II diabetes;

(V) Services provided by local health agencies (may be provided by the health plan or through an arrangement between the local health agency and the health plan)—

1. Screening, diagnosis, and treatment of sexually transmitted diseases;

2. HIV screening and diagnostic services;

3. Screening, diagnosis, and treatment of tuberculosis; and

(W) Emergency medical services. Emergency medical services are defined as those health care items and services furnished or required to evaluate or stabilize a sudden and unforeseen situation or occurrence or a sudden onset of a medical or mental health condition manifesting itself by acute symptoms of sufficient severity (including severe pain) that the failure to provide immediate medical attention could reasonably be expected by a prudent lay person, possessing average knowledge of health and medicine, to result in:

1. Placing the patient's health (or with respect to a pregnant woman, the health of the woman or her unborn child) in serious jeopardy; or

2. Serious impairment of bodily functions; or

3. Serious dysfunction of any bodily organ or part; or

4. Serious harm to a member or others due to an alcohol or drug abuse emergency; or

5. Injury to self or bodily harm to others; or

6. With respect to a pregnant woman who is having contractions: a) that there is inadequate time to effect a safe transfer to another hospital before delivery; or b) that transfer may pose a threat to the health or safety of the woman or the unborn child.

(7) Individuals losing TMA, uninsured non-custodial parent(s) with family income at or below one hundred twenty-five percent (125%) of the federal poverty level who are current in paying their child support and uninsured custodial parent(s) with family income

at or below one hundred percent (100%) of the federal poverty level shall owe a ten dollar (\$10) co-payment for certain professional services and a five dollar (\$5) co-payment in addition to the recipient portion of the professional dispensing fee for pharmacy services required by 13 CSR 70-4.051.

(A) Providers may request payment of the mandatory co-payment(s) prior to or after service delivery

(B) The co-payment amount shall be deducted from the Medicaid maximum allowable amount for fee-for-service claims reimbursed by the Division of Medical Services.

(C) Service(s) may not be denied for failure to pay the mandatory co-payment(s).

(D) When a mandatory co-payment is not paid, the Medicaid provider will have the following options:

1. Forego the co-payment entirely;
2. Make arrangements for future payment with the recipient;

or

3. File a claim with the Division of Medical Services to report the non-payment of the mandatory co-payment(s) and secure payment for the service from the Division of Medical Services.

(E) When the Division of Medical Services receives a claim from a Medicaid fee-for-service provider for non-payment of the mandatory co-payment, the division shall send a notice to the recipient—

1. Requesting that the recipient reimburse the Division of Medical Services for the mandatory co-payment made on their behalf;

2. Requesting information from the recipient to determine if the mandatory co-payment was not made because there has been a change in the financial situation of the family; and

3. Advising the recipient of the possible loss of coverage for up to six (6) months if the recipient fails to pay three (3) co-payments in one (1) year.

(F) The recipient will be allowed fourteen (14) calendar days to respond. If the recipient indicated there has been a change in the financial situation of the family, the state shall redetermine eligibility—

1. If the eligibility redetermination places the recipient in a non-mandatory co-payment category, there will be no co-payment due; or

2. If the eligibility redetermination does not place the recipient in a non-mandatory co-payment category another notice will be sent to the recipient about the mandatory co-payment provision of the program which shall include the number of co-payments that have not been paid and how many may not be paid before a recipient is terminated from the program.

(G) Notice of non-payment of mandatory co-payment(s) sent to the recipient during the course of a year shall establish a pattern of not meeting the mandatory cost sharing requirement of the program. The process to terminate eligibility shall proceed with the third failure to pay a mandatory co-payment in any one (1) year or until one (1) or more of the three (3) delinquent mandatory co-payments is made. Coverage shall begin again only after payment of one (1) or more of the three (3) co-payments or passage of six (6) months time whichever occurs first. Health care coverage shall not be retroactive.

1. A year starts at the time a co-payment is reported not paid to the Division of Medical Services;

2. Payment of a delinquent co-payment or co-payments will eliminate the failure to pay a mandatory co-payment or co-payments.

(H) Recipient(s) shall have access to a fair hearing process to appeal the disenrollment decision.

(I) If the recipient fails to pay the mandatory co-payments three (3) times within a year and is disenrolled from coverage the recipient shall not be eligible for coverage for six (6) months after the department provides notice to the recipient of disenrollment for failure to pay mandatory co-payments or until one (1) or more of

the three (3) delinquent mandatory co-payments is paid. Coverage shall begin again only after payment of one (1) or more of the three (3) co-payments or passage of six (6) months whichever occurs first. Coverage shall not be retroactive.

(8) Uninsured non-custodial parents who are actively participating in Missouri's Parents' Fair Share program and uninsured women who do not qualify for other benefits, and would lose their Medicaid eligibility sixty (60) days after the birth of their child or sixty (60) days after a miscarriage are not required to pay a co-payment for services.

(9) The Department of Social Services, Division of Medical Services shall provide for granting an opportunity for a fair hearing to any applicant or recipient whose claim for benefits under the Missouri Medicaid Section 1115 Health Care Reform Demonstration Proposal is denied or disenrollment for failure to pay mandatory co-payments has been determined by the Division of Medical Services. There are established positions of state hearing officer within the Department of Social Services, Division of Legal Services in order to comply with all pertinent federal and state law and regulations. The state hearing officers shall have authority to conduct state level hearings of an appeal nature and shall serve as direct representative of the director of the Division of Medicaid Services.

**Title 13—DEPARTMENT OF SOCIAL SERVICES  
Division 70—Division of Medical Services  
Chapter 15—Hospital Program**

**ORDER OF RULEMAKING**

By the authority vested in the director of the Division of Medical Services under sections 208.201 and 208.453, RSMo 1994 and 208.455, Supp. 1999, the director hereby amends a rule as follows:

13 CSR 70-15.110 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 1999 (24 Mo Reg 2411-2412). Changes have been made in the text of the proposed amendment to adjust the FRA Assessment percentage and to clarify that the FRA Assessment will remain in effect until the State Fiscal Year 2000 FRA Assessment is finalized. The changes are reprinted here. This proposed amendment becomes effective thirty days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS AND EXPLANATION OF CHANGE:** No written comments were received. The Division of Medical Services has amended section (7) to reflect the downward adjustment of the State Fiscal Year 2000 FRA Assessment from 5.30% to 5.02%.

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

(7) Federal Reimbursement Allowance (FRA) for State Fiscal Year 2000. The FRA assessment for State Fiscal Year 2000 shall be determined at the rate of five and two hundredths percent (5.02%) of the hospital's net operating revenues and other operating revenues defined in paragraphs (1)(A)12., and 13., as determined from information reported in the hospital's 1996 base year cost report.

*REVISED PRIVATE COST:* As a result of reducing the Federal Reimbursement Allowance (FRA) from 5.30 percent to 5.02 percent a revised private entity cost fiscal note has been prepared by the



*division to be published with this order. The division estimates that with the downward adjustment of the FRA assessment 136 hospitals will pay \$354,121,814 in State Fiscal Year 2000.*

REVISED FISCAL NOTE  
PRIVATE ENTITY COST**I. RULE NUMBER**

**Title:** 13 -- Department of Social Services

**Division:** 70 -- Division of Medical Services

**Chapter:** 15 -- Hospital Program

**Type of Rulemaking:** Order of Rulemaking

**Rule Number and Name:** 13 CSR 70-15.110 - Federal Reimbursement Allowance (FRA)

**II. SUMMARY OF FISCAL IMPACT**

Estimate of the number of entities by class which would likely be affected by the adoption of the proposed rule:	Classification by types of the business entities which would likely be affected:	Estimate in the aggregate as to the cost of compliance with the rule by the affected entities:
136	Hospitals	\$354,121,814

**III. WORKSHEET**

The revised fiscal note is the result of reducing the FRA assessment percentage from 5.30% to 5.02%. This reduced the assessment to be paid by hospitals about \$20 million.

**IV. ASSUMPTIONS**

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

**Title 19—DEPARTMENT OF HEALTH**  
**Division 30—Division of Health Standards and Licensure**  
**Chapter 70—Lead Abatement and Assessment Licensing, Training Accreditation**

**IN ADDITION**

**19 CSR 30-70.620 Work Practice Standards for a Lead Risk Assessment**

This rulemaking when published as a proposed rule in the October 1, 1999 *Missouri Register* (24 MoReg 2484-2492) contained a typographical error. Subsection (11)(H) was omitted when the proposed rule was published, however, subsection (11)(H) appeared in the emergency rule that was published in the October 1, 1999 *Missouri Register* (24 MoReg 2305-2307). Also, subsection 19 CSR 30-70.620(11)(H) appeared in the October 1, 1999 edition of the *Missouri Register* web site (<http://mosl.sos.state.mo.us/moreg/moreg.htm>). The proposed rule filed by the Department of Health with the Office of the Secretary of State included subsection (11)(H). There were no comments received by the agency on section (11) of the proposed rule, therefore there were no changes in the final order of rule-making. In accordance with 536.021(3), this typographical error has been corrected in the *Code of State Regulations* and section (11) of this rule is reprinted in its entirety below.

(11) Reporting and Documentation. The licensed risk assessor shall prepare a risk assessment report which shall include the following information:

- (A) Date of risk assessment;
- (B) Address of each dwelling or child-occupied facility;
- (C) Date dwelling or child-occupied facility was constructed;
- (D) Apartment number, if applicable;
- (E) Name, address and telephone number of each owner of each dwelling or child-occupied facility;
- (F) Name, signature and license number of the licensed risk assessor conducting the assessment;
- (G) Name, address and telephone number of the firm employing each licensed risk assessor, if applicable;
- (H) Name, address and telephone number of each recognized laboratory conducting analysis of collected samples;
- (I) Results of the visual inspection;
- (J) Testing method and sampling procedure for paint analysis employed;
- (K) Specific locations of each painted component tested for the presence of lead;
- (L) All data collected from on-site testing, including quality control data;
- (M) X-ray fluorescence (XRF) results, including the following (if applicable):
  - 1. XRF manufacturer and model;
  - 2. Serial number of XRF device used during the inspection;
  - 3. Calibration verification from the beginning and end of each residential unit;
  - 4. A copy of the XRF device user's certificate of training provided by the equipment manufacturer;
  - 5. License or registration number of the XRF instrument;
  - 6. A summary that categorizes the XRF results into one (1)

of three (3) categories: positive, negative, or inconclusive; and  
7. Recommendations for addressing inconclusive XRF results;

(N) All results of laboratory analysis on collected paint, soil and dust samples and the name of each accredited laboratory that conducted the analysis;

(O) Any other sampling results;

(P) Any background information collected pursuant to subsections (6)(B), (7)(A), and (8)(B) of this regulation;

(Q) To the extent that they are used as part of the lead-based paint hazard determination, the results of any previous inspections or analyses for the presence of lead-based paint, or other assessments of lead-bearing substance hazards;

(R) A description of the location, type, and severity of identified lead-bearing substance hazard and any other potential lead hazards; and

(S) A description of interim controls and/or abatement options for each identified lead hazard and a suggested prioritization for addressing each hazard. If the use of an encapsulant or enclosure is recommended, the report shall recommend a maintenance and monitoring schedule for the encapsulant or enclosure.

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

**APPLICATION REVIEW SCHEDULE**

**DATE FILED:**

**APPLICATION PROJECT NO. &  
NAME/COST & DESCRIPTION/  
CITY & COUNTY**

The Missouri Health Facilities Review Committee has initiated review of the applications listed below. These applications are available for public inspection at the address shown below.

**01/06/00**

#2871 NP: Partners Residential Care Center  
\$83,000, Long-term care bed expansion of 6  
residential care facility I beds  
Poplar Bluff (Butler County)

**01/19/00**

#2905 RS: Shephard's View RCF II  
\$683,000, Develop 30-bed residential  
care facility II  
Alton (Oregon County)

**01/21/00**

#2938 HS: Skaggs Community Health Center  
\$15,502,542, Establish open heart surgery service  
and modernize facility  
Branson (Taney County)

#2943 FS: Missouri Cancer Care, P.C.  
\$4,781,496, Establish radiation oncology center  
St. Peters (St. Charles County)

#2944 HS: Boone Hospital Center  
\$6,915,000, Renovate/expand outpatient and  
surgical services  
Columbia (Boone County)

#2940 HS: Cameron Community Hospital  
\$11,022,309, Replace facility  
Cameron (Clinton County)

Any person wishing to request a public hearing for the purpose of commenting on any of these applications must submit a written request to this effect, which must be received at the address listed below by February 23, 2000. All written requests and comments should be sent to:

Chairman  
Missouri Health Facilities Review Committee  
c/o Certificate of Need Program  
915 G Leslie Boulevard  
Jefferson City, MO 65101

For additional information contact  
Donna Schuessler, 573-751-6403.

**OFFICE OF ADMINISTRATION  
Division of Purchasing**

**BID OPENINGS**

Sealed Bids in one (1) copy will be received by the Division of Purchasing, Room 580, Truman Building, P.O. Box 809, Jefferson City, MO 65102, telephone (573) 751-2387 at 2:00 p.m. on dates specified below for various agencies throughout Missouri. Bids are available to download via our homepage: <http://www.state.mo.us/oa/purch/purch.htm>. Prospective bidders may receive specifications upon request.

B1Z00230 Building Storage, Chemical/Hazardous 2/15/00;  
B1Z00240 Office Supplies-Kansas City/Western MO 2/15/00;  
B3Z00105 Medical Transcription Services 2/15/00;  
B1Z00228 Video/Audio Surveillance System 2/16/00;  
B1Z00244 Electrical Supplies-Sedalia Area 2/16/00;  
B3Z00091 Childcare Program 2/16/00;  
B1Z00223 Jacket, Correctional Officer 2/17/00;  
B1Z00224 Gas Chromatograph 2/17/00;  
B1Z00260 Hardware: Locks 2/17/00;  
B1Z00262 Vehicles: ATV and Utility 2/17/00;  
B1Z00273 Plaques, Wood 2/17/00;  
B1Z00278 Building Supplies-Brookfield 2/17/00;  
B2Z00057 Radio Headset: Tactical 2/18/00;  
B3Z00100 Crisis Nursery Services 2/18/00;  
B3Z00125 Scrap Metal Removal Services 2/22/00;  
B3Z00128 Vending Services-Federal Buildings-St. Louis, MO  
2/22/00;  
B2Z00044 Data Processing Student Intern Services 2/24/00;  
B3Z00123 Printing: State Telephone Directory on Newsprint  
2/24/00;  
B3Z00119 Trash Collection Services 2/25/00;  
B1Z00284 Truck: 2-Ton 2/28/00;  
B3Z00133 Trash Collection Services 3/2/00;  
B003056 Training Services/Management Training Programs  
3/6/00;  
B3Z00094 International Marketing-Missouri Tourism 3/6/00.

It is the intent of the state of Missouri, Division of Purchasing to purchase the following as a single feasible source without competitive bids. If suppliers exist other than the one identified, contact (573) 751-2387 immediately.

1.) TICTOC Software and Maintenance, supplied by ISOGON Corporation.  
2.) Lab Media (for MGIT Firefly Instruments), supplied by Becton Dickinson

1.) Design Charrette for the redevelopment of the Jefferson City Correctional Center site, supplied by American Institute of Architects (AIA Missouri).  
2.) Total Maximum Daily Load (TMDL) Training Workshops, supplied by CH2M Hill/Aqua Terra.

Joyce Murphy, CPPO,  
Director of Purchasing

# 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—23 (1998), 24 (1999) and 25 (2000). 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 and RUC indicates a rule under consideration.

Rule Number	Agency	Emergency	Proposed	Order	In Addition
<b>OFFICE OF ADMINISTRATION</b>					
1 CSR 10	State Officials' Salary Compensation Schedule .....				23 MoReg 2473 24 MoReg 2535
1 CSR 10-15.010	Commissioner of Administration .....	25 MoReg 143	24 MoReg 2577	25 MoReg 298	
1 CSR 20-5.010	Personnel Advisory Board .....		24 MoReg 2578		
1 CSR 20-5.015	Personnel Advisory Board .....		24 MoReg 2578		
1 CSR 20-5.020	Personnel Advisory Board .....		24 MoReg 2579		
1 CSR 20-5.025	Personnel Advisory Board .....		24 MoReg 2580		
<b>DEPARTMENT OF AGRICULTURE</b>					
2 CSR 10-5.005	Market Development .....	24 MoReg 2269			
2 CSR 10-5.010	Market Development .....		23 MoReg 2676		
2 CSR 60-1.010	Grain Inspection and Warehousing .....		24 MoReg 2755		
2 CSR 60-4.011	Grain Inspection and Warehousing .....		24 MoReg 2755		
2 CSR 60-4.040	Grain Inspection and Warehousing .....		24 MoReg 2755R		
2 CSR 60-4.070	Grain Inspection and Warehousing .....		24 MoReg 2756		
2 CSR 60-4.110	Grain Inspection and Warehousing .....		24 MoReg 2756		
2 CSR 60-4.140	Grain Inspection and Warehousing .....		24 MoReg 2757		
2 CSR 60-4.150	Grain Inspection and Warehousing .....		24 MoReg 2758		
2 CSR 60-4.180	Grain Inspection and Warehousing .....		24 MoReg 2758		
2 CSR 60-5.010	Grain Inspection and Warehousing .....		24 MoReg 2759		
2 CSR 60-5.020	Grain Inspection and Warehousing .....		24 MoReg 2759R		
			24 MoReg 2759		
2 CSR 60-5.030	Grain Inspection and Warehousing .....		24 MoReg 2760R		
2 CSR 60-5.040	Grain Inspection and Warehousing .....		24 MoReg 2760		
2 CSR 60-5.050	Grain Inspection and Warehousing .....		24 MoReg 2760		
2 CSR 60-5.070	Grain Inspection and Warehousing .....		24 MoReg 2761		
2 CSR 60-5.080	Grain Inspection and Warehousing .....		24 MoReg 2761		
2 CSR 60-5.100	Grain Inspection and Warehousing .....		24 MoReg 2762		
2 CSR 60-5.120	Grain Inspection and Warehousing .....		24 MoReg 2763		
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3 CSR 10-1.010	Conservation Commission .....		24 MoReg 2764	This Issue	
3 CSR 10-4.115	Conservation Commission .....		24 MoReg 2581	25 MoReg 50	
			25 MoReg 259		
3 CSR 10-4.116	Conservation Commission .....		24 MoReg 2582	25 MoReg 50	
3 CSR 10-4.125	Conservation Commission .....		24 MoReg 2583	25 MoReg 50	
3 CSR 10-5.205	Conservation Commission .....		24 MoReg 2583	25 MoReg 50	
3 CSR 10-5.210	Conservation Commission .....		24 MoReg 2586	25 MoReg 51	
3 CSR 10-5.215	Conservation Commission .....		24 MoReg 2586	25 MoReg 51	
3 CSR 10-6.405	Conservation Commission .....		24 MoReg 2586	25 MoReg 51	
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3 CSR 10-7.405	Conservation Commission .....		24 MoReg 2587	25 MoReg 51	
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3 CSR 10-7.455	Conservation Commission .....				24 MoReg 2989
3 CSR 10-8.505	Conservation Commission .....		24 MoReg 2587	24 MoReg 51	
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4 CSR 70-2.040	State Board of Chiropractic Examiners .....		24 MoReg 2201	25 MoReg 51	
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4 CSR 195-5.020	Workforce Development .....		24 MoReg 2315		
4 CSR 195-5.030	Workforce Development .....		24 MoReg 2318		
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4 CSR 235-1.015	State Committee of Psychologists .....		24 MoReg 2132	25 MoReg 52	
4 CSR 235-1.025	State Committee of Psychologists .....		24 MoReg 2132	25 MoReg 52	
4 CSR 235-1.026	State Committee of Psychologists .....		24 MoReg 2133	25 MoReg 52	
4 CSR 235-1.030	State Committee of Psychologists .....		24 MoReg 2134	25 MoReg 53	
4 CSR 235-1.031	State Committee of Psychologists .....		24 MoReg 2134	25 MoReg 53	
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4 CSR 235-2.070	State Committee of Psychologists .....		24 MoReg 2140	25 MoReg 54	
4 CSR 235-3.020	State Committee of Psychologists .....		24 MoReg 2140	25 MoReg 55	
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4 CSR 240-2.015	Public Service Commission .....		24 MoReg 2319		
4 CSR 240-2.040	Public Service Commission .....		24 MoReg 2320R		
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4 CSR 240-2.050	Public Service Commission .....		24 MoReg 2320R		
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4 CSR 240-2.080	Public Service Commission .....		24 MoReg 2327R		
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4 CSR 240-2.085	Public Service Commission .....		24 MoReg 2328		
4 CSR 240-2.090	Public Service Commission .....		24 MoReg 2329R		
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4 CSR 240-2.100	Public Service Commission .....		24 MoReg 2330R		
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4 CSR 240-2.115	Public Service Commission .....		24 MoReg 2331R		
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4 CSR 240-2.116	Public Service Commission .....		24 MoReg 2332R		
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4 CSR 240-2.120	Public Service Commission .....		24 MoReg 2333R		
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4 CSR 240-2.125	Public Service Commission .....		24 MoReg 2333R		
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4 CSR 240-2.180	Public Service Commission .....		24 MoReg 2338R		
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4 CSR 240-2.200	Public Service Commission .....		24 MoReg 2339R		
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4 CSR 240-18.010	Public Service Commission .....		24 MoReg 2340	25 MoReg 211	
4 CSR 240-20.015	Public Service Commission .....		24 MoReg 1340	25 MoReg 55	
4 CSR 240-32.110	Public Service Commission .....		24 MoReg 2341		
4 CSR 240-32.120	Public Service Commission .....		24 MoReg 2344		
4 CSR 240-33.010	Public Service Commission .....		24 MoReg 2347R		
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4 CSR 240-33.070	Public Service Commission .....		24 MoReg 2362R		
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4 CSR 240-33.100	Public Service Commission		24 MoReg 2371R		
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4 CSR 240-33.110	Public Service Commission		24 MoReg 2372R		
			24 MoReg 2372		
4 CSR 240-33.120	Public Service Commission		24 MoReg 2373		
4 CSR 240-33.130	Public Service Commission		24 MoReg 2376		
4 CSR 240-33.140	Public Service Commission		24 MoReg 2376		
4 CSR 240-33.150	Public Service Commission	24 MoReg 2747T			
4 CSR 240-40.015	Public Service Commission		24 MoReg 1346	25 MoReg 59	
4 CSR 240-40.016	Public Service Commission		24 MoReg 1352	25 MoReg 63	
4 CSR 240-80.015	Public Service Commission		24 MoReg 1359	25 MoReg 69	
4 CSR 250-8.020	Missouri Real Estate Commission		This Issue		
4 CSR 250-8.070	Missouri Real Estate Commission		This Issue		
4 CSR 250-8.090	Missouri Real Estate Commission		This Issue		
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4 CSR 250-8.096	Missouri Real Estate Commission		This Issue		
4 CSR 250-8.097	Missouri Real Estate Commission		This Issue		
4 CSR 250-8.160	Missouri Real Estate Commission		This Issue		
4 CSR 250-8.210	Missouri Real Estate Commission		This Issue		
4 CSR 255-1.040	Missouri Board for Respiratory Care		25 MoReg 262		
4 CSR 255-2.040	Missouri Board for Respiratory Care		25 MoReg 262		
4 CSR 255-2.050	Missouri Board for Respiratory Care		25 MoReg 262		
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4 CSR 255-3.010	Missouri Board for Respiratory Care		25 MoReg 263		
4 CSR 255-4.010	Missouri Board for Respiratory Care		25 MoReg 264		
4 CSR 265-10.025	Division of Motor Carrier and Railroad Safety		24 MoReg 2203	This Issue	

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5 CSR 30-345.020	Division of School Services		24 MoReg 2627	This Issue	
5 CSR 30-345.030	Division of School Services		24 MoReg 2628	This Issue	
5 CSR 50-270.050	Division of Instruction		24 MoReg 877		
5 CSR 80-800.290	Urban and Teacher Education	24 MoReg 2123	24 MoReg 2143	25 MoReg 73	
5 CSR 90-4.100	Vocational Rehabilitation		This Issue		
5 CSR 90-4.110	Vocational Rehabilitation		This Issue		
5 CSR 90-4.120	Vocational Rehabilitation		This Issue		
5 CSR 90-4.200	Vocational Rehabilitation		This Issue		
5 CSR 90-4.300	Vocational Rehabilitation		This Issue		
5 CSR 90-4.400	Vocational Rehabilitation		This Issue		
5 CSR 90-4.410	Vocational Rehabilitation		This Issue		
5 CSR 90-4.420	Vocational Rehabilitation		This Issue		
5 CSR 90-4.430	Vocational Rehabilitation		This Issue		
5 CSR 90-5.400	Vocational Rehabilitation		This Issue		
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5 CSR 90-5.450	Vocational Rehabilitation		This Issue		
5 CSR 90-5.460	Vocational Rehabilitation		This Issue		

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7 CSR 10-2.010	Highways and Transportation Commission		24 MoReg 1367R		
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7 CSR 10-6.010	Highways and Transportation Commission		24 MoReg 765		
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7 CSR 10-6.015	Highways and Transportation Commission		24 MoReg 766		
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7 CSR 10-6.040	Highways and Transportation Commission		24 MoReg 767		
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7 CSR 10-6.050	Highways and Transportation Commission		24 MoReg 768		
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7 CSR 10-6.060	Highways and Transportation Commission		24 MoReg 769		
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7 CSR 10-6.070	Highways and Transportation Commission		24 MoReg 770		
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7 CSR 10-6.085	Highways and Transportation Commission		24 MoReg 773		
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7 CSR 10-10.010	Highways and Transportation Commission	24 MoReg 2932	24 MoReg 2956		
7 CSR 10-10.040	Highways and Transportation Commission	24 MoReg 2933	24 MoReg 2957		
7 CSR 10-10.050	Highways and Transportation Commission	24 MoReg 2933	24 MoReg 2957		
7 CSR 10-10.070	Highways and Transportation Commission	24 MoReg 2934	24 MoReg 2958		

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8 CSR 60-3.040	Commission on Human Rights	24 MoReg 2565	24 MoReg 2588	25 MoReg 299W	
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9 CSR 10-7.010	Director, Department of Mental Health			24	MoReg 2875RUC
9 CSR 10-7.020	Director, Department of Mental Health			24	MoReg 2877RUC
9 CSR 10-7.030	Director, Department of Mental Health			24	MoReg 2879RUC
9 CSR 10-7.040	Director, Department of Mental Health			24	MoReg 2881RUC
9 CSR 10-7.050	Director, Department of Mental Health			24	MoReg 2881RUC
9 CSR 10-7.060	Director, Department of Mental Health			24	MoReg 2883RUC
9 CSR 10-7.070	Director, Department of Mental Health			24	MoReg 2884RUC
9 CSR 10-7.080	Director, Department of Mental Health			24	MoReg 2885RUC
9 CSR 10-7.090	Director, Department of Mental Health			24	MoReg 2886RUC
9 CSR 10-7.100	Director, Department of Mental Health			24	MoReg 2887RUC
9 CSR 10-7.110	Director, Department of Mental Health			24	MoReg 2887RUC
9 CSR 10-7.120	Director, Department of Mental Health			24	MoReg 2890RUC
9 CSR 10-7.130	Director, Department of Mental Health			24	MoReg 2891RUC
9 CSR 25-4.040	Fiscal Management		24	MoReg 2386	
9 CSR 30-4.030	Certification Standards	24	MoReg 2191	24	MoReg 2215
9 CSR 30-4.034	Certification Standards	24	MoReg 2193	24	MoReg 2216
9 CSR 30-4.035	Certification Standards	24	MoReg 2194	24	MoReg 2217
9 CSR 30-4.039	Certification Standards	24	MoReg 2195	24	MoReg 2219
9 CSR 30-4.042	Certification Standards	24	MoReg 2197	24	MoReg 2220
9 CSR 30-4.043	Certification Standards	24	MoReg 2199	24	MoReg 2222
9 CSR 45-5.040	Mental Retardation and Developmental Disabilities		24	MoReg 2389	
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10 CSR					24 MoReg 1693
10 CSR 10-2.010	Air Conservation Commission				24 MoReg 420
10 CSR 10-2.060	Air Conservation Commission		24	MoReg 2588R	
10 CSR 10-3.080	Air Conservation Commission		24	MoReg 2588R	
10 CSR 10-4.060	Air Conservation Commission		24	MoReg 2589R	
10 CSR 10-5.070	Air Conservation Commission		24	MoReg 2224	
10 CSR 10-5.090	Air Conservation Commission		24	MoReg 2589R	
10 CSR 10-5.295	Air Conservation Commission		24	MoReg 2001	25 MoReg 76
10 CSR 10-5.380	Air Conservation Commission	24	MoReg 2935	25	MoReg 14
10 CSR 10-5.390	Air Conservation Commission		25	MoReg 264	
10 CSR 10-5.490	Air Conservation Commission		24	MoReg 2680	
10 CSR 10-5.500	Air Conservation Commission		24	MoReg 2007	25 MoReg 81
10 CSR 10-5.510	Air Conservation Commission		24	MoReg 2012	25 MoReg 82
10 CSR 10-5.520	Air Conservation Commission		24	MoReg 2020	25 MoReg 92
10 CSR 10-5.530	Air Conservation Commission		24	MoReg 2025	25 MoReg 98
10 CSR 10-5.540	Air Conservation Commission		24	MoReg 2034	25 MoReg 101
10 CSR 10-5.550	Air Conservation Commission		24	MoReg 2041	25 MoReg 109
10 CSR 10-6.020	Air Conservation Commission		24	MoReg 2629	
10 CSR 10-6.065	Air Conservation Commission		24	MoReg 2630	
10 CSR 10-6.070	Air Conservation Commission		24	MoReg 2226	This Issue
10 CSR 10-6.075	Air Conservation Commission		24	MoReg 2226	This Issue
10 CSR 10-6.080	Air Conservation Commission		24	MoReg 2230	This Issue
10 CSR 10-6.170	Air Conservation Commission		22	MoReg 2129	
10 CSR 10-6.310	Air Conservation Commission		24	MoReg 2686	
10 CSR 10-6.400	Air Conservation Commission			This Issue	
10 CSR 20-3.010	Clean Water Commission		24	MoReg 1225R	25 MoReg 299R
			24	MoReg 1225	25 MoReg 299
10 CSR 20-4.023	Clean Water Commission		24	MoReg 1849	25 MoReg 305
10 CSR 20-4.030	Clean Water Commission		24	MoReg 1849	25 MoReg 306
10 CSR 20-4.041	Clean Water Commission		24	MoReg 1850	25 MoReg 307
10 CSR 20-4.043	Clean Water Commission		24	MoReg 1852	25 MoReg 308
10 CSR 20-4.061	Clean Water Commission		24	MoReg 1724	25 MoReg 309
10 CSR 20-7.015	Clean Water Commission		25	MoReg 264	
10 CSR 20-10.012	Clean Water Commission		24	MoReg 1056	25 MoReg 311
10 CSR 20-10.022	Clean Water Commission		24	MoReg 1056	25 MoReg 311
10 CSR 20-10.068	Clean Water Commission		24	MoReg 1057	25 MoReg 311W
10 CSR 20-10.071	Clean Water Commission		24	MoReg 1058	25 MoReg 312
10 CSR 20-11.092	Clean Water Commission		24	MoReg 1058	25 MoReg 312
10 CSR 20-12.010	Clean Water Commission		24	MoReg 1058R	25 MoReg 312R
10 CSR 20-12.020	Clean Water Commission		24	MoReg 1059R	25 MoReg 312R
10 CSR 20-12.025	Clean Water Commission		24	MoReg 1059R	25 MoReg 313R
10 CSR 20-12.030	Clean Water Commission		24	MoReg 1059R	25 MoReg 313R
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10 CSR 20-12.045	Clean Water Commission		24	MoReg 1060R	25 MoReg 313R
10 CSR 20-12.050	Clean Water Commission		24	MoReg 1061R	25 MoReg 313R
10 CSR 20-12.060	Clean Water Commission		24	MoReg 1061R	25 MoReg 313R
10 CSR 20-12.061	Clean Water Commission		24	MoReg 1061R	25 MoReg 313R
10 CSR 20-12.062	Clean Water Commission		24	MoReg 1062R	25 MoReg 314R
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10 CSR 20-12.080	Clean Water Commission		24	MoReg 1062R	25 MoReg 314R
10 CSR 20-13.080	Clean Water Commission		24	MoReg 1239R	25 MoReg 314R
			24	MoReg 1239	25 MoReg 314
10 CSR 45-1.010	Metallic Minerals		24	MoReg 2049	
10 CSR 45-2.010	Metallic Minerals		24	MoReg 2049	
10 CSR 45-3.010	Metallic Minerals		24	MoReg 1258R	
			24	MoReg 1258	
10 CSR 45-6.010	Metallic Minerals		24	MoReg 2049	
10 CSR 45-6.020	Metallic Minerals		24	MoReg 2049	

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10 CSR 45-6.030	Metallic Minerals		24 MoReg 2050		
10 CSR 60-2.015	Public Drinking Water Program		25 MoReg 147		
10 CSR 60-3.010	Public Drinking Water Program	24 MoReg 2565	24 MoReg 1852	25 MoReg 316	
10 CSR 60-3.020	Public Drinking Water Program	24 MoReg 2567	24 MoReg 1854	25 MoReg 316	
10 CSR 60-3.030	Public Drinking Water Program	24 MoReg 2568	24 MoReg 1863	25 MoReg 317	
10 CSR 60-4.010	Public Drinking Water Program		25 MoReg 148		
10 CSR 60-4.050	Public Drinking Water Program		25 MoReg 152		
10 CSR 60-4.055	Public Drinking Water Program		25 MoReg 156		
10 CSR 60-4.090	Public Drinking Water Program		25 MoReg 161		
10 CSR 60-5.010	Public Drinking Water Program		24 MoReg 1870	25 MoReg 318	
10 CSR 60-5.020	Public Drinking Water Program		25 MoReg 176		
10 CSR 60-6.010	Public Drinking Water Program		24 MoReg 1878	25 MoReg 318	
10 CSR 60-6.020	Public Drinking Water Program		24 MoReg 1880	25 MoReg 319	
10 CSR 60-6.030	Public Drinking Water Program		24 MoReg 1886	25 MoReg 319	
10 CSR 60-6.070	Public Drinking Water Program		24 MoReg 1887	25 MoReg 320	
10 CSR 60-7.010	Public Drinking Water Program		25 MoReg 181		
10 CSR 60-8.010	Public Drinking Water Program		25 MoReg 187		
10 CSR 60-8.030	Public Drinking Water Program		24 MoReg 1899	25 MoReg 320	
10 CSR 80-9.040	Solid Waste Management		25 MoReg 191		
10 CSR 80-9.050	Solid Waste Management		25 MoReg 197		
10 CSR 140-2	Division of Energy				24 MoReg 2243
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11 CSR 45-5.010	Missouri Gaming Commission		25 MoReg 268		
11 CSR 45-5.051	Missouri Gaming Commission		25 MoReg 273		
11 CSR 45-9.030	Missouri Gaming Commission		24 MoReg 2765		
11 CSR 45-10.035	Missouri Gaming Commission		25 MoReg 278		
11 CSR 45-10.150	Missouri Gaming Commission	24 MoReg 2936	24 MoReg 2961		
11 CSR 45-13.055	Missouri Gaming Commission	24 MoReg 2124	24 MoReg 2144		
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11 CSR 45-30.180	Missouri Gaming Commission		24 MoReg 2768		
11 CSR 45-30.190	Missouri Gaming Commission		24 MoReg 2768		
11 CSR 45-30.210	Missouri Gaming Commission		24 MoReg 2768		
11 CSR 45-30.220	Missouri Gaming Commission		24 MoReg 2769		
11 CSR 45-30.280	Missouri Gaming Commission		24 MoReg 2769		
11 CSR 45-30.370	Missouri Gaming Commission		24 MoReg 2769		
11 CSR 50-2.350	Missouri State Highway Patrol	24 MoReg 2747R	24 MoReg 2770R		
11 CSR 50-2.360	Missouri State Highway Patrol	24 MoReg 2747R	24 MoReg 2770R		
11 CSR 50-2.370	Missouri State Highway Patrol	24 MoReg 2748R	24 MoReg 2771R		
11 CSR 50-2.380	Missouri State Highway Patrol	24 MoReg 2748R	24 MoReg 2771R		
11 CSR 50-2.390	Missouri State Highway Patrol	24 MoReg 2749R	24 MoReg 2771R		
11 CSR 50-2.400	Missouri State Highway Patrol	25 MoReg 253	25 MoReg 282		
11 CSR 50-2.401	Missouri State Highway Patrol	24 MoReg 2749R	24 MoReg 2772R		
11 CSR 50-2.402	Missouri State Highway Patrol	24 MoReg 2749R	24 MoReg 2772R		
11 CSR 50-2.403	Missouri State Highway Patrol	24 MoReg 2750R	24 MoReg 2772R		
11 CSR 50-2.404	Missouri State Highway Patrol	24 MoReg 2750R	24 MoReg 2772R		
11 CSR 50-2.405	Missouri State Highway Patrol	24 MoReg 2750R	24 MoReg 2773R		
11 CSR 50-2.406	Missouri State Highway Patrol	24 MoReg 2751R	24 MoReg 2773R		
11 CSR 50-2.407	Missouri State Highway Patrol	24 MoReg 2751R	24 MoReg 2773R		
11 CSR 50-2.410	Missouri State Highway Patrol	24 MoReg 2751R	24 MoReg 2773R		
11 CSR 50-2.420	Missouri State Highway Patrol	24 MoReg 2752R	24 MoReg 2774R		
11 CSR 60-1.070	Division of Highway Safety		25 MoReg 18		
11 CSR 70-2.190	Division of Liquor Control		24 MoReg 2390	25 MoReg 327	
11 CSR 75-3.010	Peace Officer Standards and Training		24 MoReg 2963		
11 CSR 75-3.020	Peace Officer Standards and Training		24 MoReg 2963		
11 CSR 75-3.030	Peace Officer Standards and Training		24 MoReg 2963		
11 CSR 75-3.050	Peace Officer Standards and Training		24 MoReg 2967		
11 CSR 75-3.060	Peace Officer Standards and Training		24 MoReg 2967		
11 CSR 75-3.070	Peace Officer Standards and Training		24 MoReg 2968		
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11 CSR 75-10.010	Peace Officer Standards and Training		24 MoReg 2969		
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11 CSR 75-10.060	Peace Officer Standards and Training		24 MoReg 2970		
11 CSR 75-10.090	Peace Officer Standards and Training		24 MoReg 2971R		
11 CSR 75-10.100	Peace Officer Standards and Training		24 MoReg 2971		
11 CSR 75-11.040	Peace Officer Standards and Training	24 MoReg 2937	24 MoReg 2972		
11 CSR 80-1.010	Missouri State Water Patrol		25 MoReg 290		
11 CSR 80-2.010	Missouri State Water Patrol		25 MoReg 290		
11 CSR 80-3.010	Missouri State Water Patrol		25 MoReg 291		
11 CSR 80-3.020	Missouri State Water Patrol		25 MoReg 291		
11 CSR 80-4.010	Missouri State Water Patrol		25 MoReg 291		
11 CSR 80-6.010	Missouri State Water Patrol		25 MoReg 292		
11 CSR 80-7.010	Missouri State Water Patrol		25 MoReg 292		
11 CSR 80-8.010	Missouri State Water Patrol		25 MoReg 292		
11 CSR 80-5.010	Missouri State Water Patrol		24 MoReg 2774		
<b>DEPARTMENT OF REVENUE</b>					
12 CSR	Construction Transient Employers				24 MoReg 2087
12 CSR 10-2.015	Director of Revenue	25 MoReg 5	25 MoReg 18		
12 CSR 10-2.240	Director of Revenue		24 MoReg 2632		This Issue

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12 CSR 10-3.460	Director of Revenue	25 MoReg 144			
12 CSR 10-5.015	Director of Revenue		24 MoReg 2973R		
12 CSR 10-5.020	Director of Revenue		24 MoReg 2973R		
12 CSR 10-5.035	Director of Revenue		24 MoReg 2974R		
12 CSR 10-5.105	Director of Revenue		24 MoReg 2974R		
12 CSR 10-5.520	Director of Revenue		24 MoReg 2974R		
12 CSR 10-11.030	Director of Revenue		24 MoReg 2974R		
12 CSR 10-11.040	Director of Revenue		24 MoReg 2975R		
12 CSR 10-11.090	Director of Revenue		24 MoReg 2975R		
12 CSR 10-11.190	Director of Revenue		24 MoReg 2975R		
12 CSR 10-11.200	Director of Revenue		24 MoReg 2975R		
12 CSR 10-11.210	Director of Revenue		24 MoReg 2976R		
12 CSR 10-11.220	Director of Revenue		24 MoReg 2976R		
12 CSR 10-11.230	Director of Revenue		24 MoReg 2976R		
12 CSR 10-23.446	Director of Revenue	24 MoReg 2270	24 MoReg 2391	25 MoReg 212	
12 CSR 10-23.450	Director of Revenue		24 MoReg 2775		
12 CSR 10-24.050	Director of Revenue		24 MoReg 2976		
12 CSR 10-24.430	Director of Revenue		24 MoReg 2391	25 MoReg 212	
12 CSR 10-25.090	Director of Revenue		This IssueR		
12 CSR 10-26.010	Director of Revenue		24 MoReg 2776		
12 CSR 10-26.020	Director of Revenue		24 MoReg 2779		
12 CSR 10-26.030	Director of Revenue		24 MoReg 2781		
12 CSR 10-26.040	Director of Revenue		24 MoReg 2784		
12 CSR 10-26.050	Director of Revenue		24 MoReg 2787		
12 CSR 10-26.060	Director of Revenue		24 MoReg 2789		
12 CSR 10-26.070	Director of Revenue		24 MoReg 2791		
12 CSR 10-26.080	Director of Revenue		24 MoReg 2793		
12 CSR 10-26.090	Director of Revenue		24 MoReg 2795		
12 CSR 10-26.100	Director of Revenue		24 MoReg 2797		
12 CSR 10-26.110	Director of Revenue		24 MoReg 2799		
12 CSR 10-26.120	Director of Revenue		24 MoReg 2801		
12 CSR 10-26.130	Director of Revenue		24 MoReg 2803		
12 CSR 10-26.140	Director of Revenue		24 MoReg 2805		
12 CSR 10-26.150	Director of Revenue		24 MoReg 2807		
12 CSR 10-26.160	Director of Revenue		24 MoReg 2809		
12 CSR 10-26.170	Director of Revenue		24 MoReg 2811		
12 CSR 10-41.010	Director of Revenue	24 MoReg 2938	24 MoReg 2977		
12 CSR 10-43.020	Director of Revenue		24 MoReg 2230	25 MoReg 113	
12 CSR 10-43.030	Director of Revenue		24 MoReg 2230	25 MoReg 113	
12 CSR 10-101.500	Director of Revenue		25 MoReg 19		
12 CSR 10-103.200	Director of Revenue		25 MoReg 292		
12 CSR 10-103.610	Director of Revenue		25 MoReg 293		
12 CSR 10-103.360	Director of Revenue		24 MoReg 2977		
12 CSR 10-103.390	Director of Revenue		24 MoReg 2978		
12 CSR 10-103.500	Director of Revenue		24 MoReg 2979		
12 CSR 10-109.050	Director of Revenue		24 MoReg 2980		
12 CSR 10-110.016	Director of Revenue			This Issue	
12 CSR 10-110.900	Director of Revenue		25 MoReg 20		
12 CSR 10-110.910	Director of Revenue		25 MoReg 294		
12 CSR 10-110.920	Director of Revenue		25 MoReg 295		
12 CSR 10-111.010	Director of Revenue		24 MoReg 2392	25 MoReg 327	
12 CSR 10-111.013	Director of Revenue		24 MoReg 2632		
12 CSR 10-111.016	Director of Revenue	Changed to 12 CSR 10-110.016	24 MoReg 2634		
12 CSR 10-111.060	Director of Revenue		25 MoReg 23		
12 CSR 10-112.300	Director of Revenue		24 MoReg 2981		
12 CSR 30-1.030	State Tax Commission		24 MoReg 2695		
12 CSR 30-2.017	State Tax Commission		24 MoReg 2696		
12 CSR 30-2.018	State Tax Commission		24 MoReg 2702		
12 CSR 30-4.010	State Tax Commission		25 MoReg 296		
12 CSR 40-40.090	State Lottery		This Issue		
12 CSR 40-60.020	State Lottery		This Issue		
12 CSR 60-1.010	Motor Vehicle Commission		24 MoReg 2702R		
12 CSR 60-1.020	Motor Vehicle Commission		24 MoReg 2702R		
12 CSR 60-1.030	Motor Vehicle Commission		24 MoReg 2702R		
12 CSR 60-1.040	Motor Vehicle Commission		24 MoReg 2703R		
12 CSR 60-1.050	Motor Vehicle Commission		24 MoReg 2703R		
12 CSR 60-1.060	Motor Vehicle Commission		24 MoReg 2703R		
12 CSR 60-2.010	Motor Vehicle Commission		24 MoReg 2704R		
12 CSR 60-2.020	Motor Vehicle Commission		24 MoReg 2704R		
12 CSR 60-2.030	Motor Vehicle Commission		24 MoReg 2704R		
12 CSR 60-2.040	Motor Vehicle Commission		24 MoReg 2704R		
12 CSR 60-2.050	Motor Vehicle Commission		24 MoReg 2705R		
12 CSR 60-2.060	Motor Vehicle Commission		24 MoReg 2705R		
12 CSR 60-2.070	Motor Vehicle Commission		24 MoReg 2705R		
12 CSR 60-2.080	Motor Vehicle Commission		24 MoReg 2705R		
12 CSR 60-2.090	Motor Vehicle Commission		24 MoReg 2706R		
12 CSR 60-2.100	Motor Vehicle Commission		24 MoReg 2706R		
12 CSR 60-2.110	Motor Vehicle Commission		24 MoReg 2706R		
12 CSR 60-2.120	Motor Vehicle Commission		24 MoReg 2706R		
12 CSR 60-2.130	Motor Vehicle Commission		24 MoReg 2707R		
12 CSR 60-2.140	Motor Vehicle Commission		24 MoReg 2707R		
12 CSR 60-2.150	Motor Vehicle Commission		24 MoReg 2707R		
12 CSR 60-2.160	Motor Vehicle Commission		24 MoReg 2708R		

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12 CSR 60-2.170	Motor Vehicle Commission		24 MoReg 2708R		
12 CSR 60-3.010	Motor Vehicle Commission		24 MoReg 2708R		
12 CSR 60-4.010	Motor Vehicle Commission		24 MoReg 2708R		
12 CSR 60-4.020	Motor Vehicle Commission		24 MoReg 2709R		
12 CSR 60-4.030	Motor Vehicle Commission		24 MoReg 2709R		
12 CSR 60-4.040	Motor Vehicle Commission		24 MoReg 2709R		
12 CSR 60-4.050	Motor Vehicle Commission		24 MoReg 2710R		
12 CSR 60-4.060	Motor Vehicle Commission		24 MoReg 2710R		
12 CSR 60-4.070	Motor Vehicle Commission		24 MoReg 2710R		
12 CSR 60-4.080	Motor Vehicle Commission		24 MoReg 2710R		
12 CSR 60-5.010	Motor Vehicle Commission		24 MoReg 2711R		

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13 CSR 40-2.300	Division of Family Services	23 MoReg 2133T			
13 CSR 40-2.305	Division of Family Services	23 MoReg 2133T			
13 CSR 40-2.310	Division of Family Services	23 MoReg 2133T			
13 CSR 40-2.315	Division of Family Services	23 MoReg 2133T			
13 CSR 40-2.320	Division of Family Services	23 MoReg 2134T			
13 CSR 40-2.325	Division of Family Services	23 MoReg 2134T			
13 CSR 40-2.330	Division of Family Services	23 MoReg 2134T			
13 CSR 40-2.335	Division of Family Services	23 MoReg 2134T			
13 CSR 40-2.340	Division of Family Services	23 MoReg 2134T			
13 CSR 40-2.345	Division of Family Services	23 MoReg 2134T			
13 CSR 40-2.350	Division of Family Services	23 MoReg 2134T			
13 CSR 40-2.355	Division of Family Services	23 MoReg 2135T			
13 CSR 40-2.360	Division of Family Services	23 MoReg 2135T			
13 CSR 40-2.365	Division of Family Services	23 MoReg 2135T			
13 CSR 40-2.370	Division of Family Services	23 MoReg 2135T			
13 CSR 40-19.020	Division of Family Services	24 MoReg 2270	24 MoReg 2394		
13 CSR 40-80.010	Division of Family Services		24 MoReg 2395		
13 CSR 70-3.020	Medical Services		24 MoReg 1742		
13 CSR 70-3.030	Medical Services		24 MoReg 1743		
13 CSR 70-3.130	Medical Services		24 MoReg 1747		
13 CSR 70-4.080	Medical Services		24 MoReg 2396		
			24 MoReg 2398		
13 CSR 70-4.090	Medical Services	24 MoReg 2569	24 MoReg 2399		This Issue
		24 MoReg 2675T			
13 CSR 70-10.015(13)	Medical Services	24 MoReg 2572	24 MoReg 2401	25 MoReg 328	
13 CSR 70-10.080	Medical Services	24 MoReg 2574	24 MoReg 2404	25 MoReg 328	
13 CSR 70-10.110	Medical Services	24 MoReg 2575	24 MoReg 2406	25 MoReg 328	
13 CSR 70-15.010	Medical Services	24 MoReg 2938	24 MoReg 2408		
			25 MoReg 204		
13 CSR 70-15.110	Medical Services	24 MoReg 1026	24 MoReg 2411		This Issue
13 CSR 73-2.015	Board of Nursing Home Administrators	24 MoReg 2752	24 MoReg 2813		
13 CSR 73-2.020	Board of Nursing Home Administrators	24 MoReg 2753	24 MoReg 2816		
13 CSR 73-2.070	Board of Nursing Home Administrators	24 MoReg 2753	24 MoReg 2819		

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15 CSR 30-4.010	Secretary of State		24 MoReg 2413	25 MoReg 212	
15 CSR 30-15.010	Secretary of State		24 MoReg 2417	25 MoReg 212	
15 CSR 30-15.020	Secretary of State		24 MoReg 2417	25 MoReg 212	
15 CSR 30-45.030	Secretary of State		24 MoReg 2147R	25 MoReg 113R	
			24 MoReg 2147	25 MoReg 113	
15 CSR 50-4.010	Treasurer		24 MoReg 2417	25 MoReg 212	
15 CSR 50-4.020	Treasurer	24 MoReg 2271	24 MoReg 2418	25 MoReg 213	
15 CSR 60-11.010	Attorney General		24 MoReg 1103		
15 CSR 60-11.020	Attorney General		24 MoReg 1104		

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16 CSR 10-4.010	Public School Retirement System		24 MoReg 2231	25 MoReg 113	
16 CSR 10-4.014	Public School Retirement System		24 MoReg 2822		
16 CSR 10-5.010	Public School Retirement System		24 MoReg 2232	25 MoReg 113	
16 CSR 10-5.020	Public School Retirement System		24 MoReg 2233	25 MoReg 114	
16 CSR 10-5.030	Public School Retirement System		24 MoReg 2233	25 MoReg 114	
16 CSR 10-5.055	Public School Retirement System		24 MoReg 2234	25 MoReg 114	
16 CSR 10-6.020	Public School Retirement System		25 MoReg 24		
16 CSR 10-6.040	Public School Retirement System		24 MoReg 2235	25 MoReg 114	
16 CSR 10-6.045	Public School Retirement System		24 MoReg 2822		
16 CSR 10-6.060	Public School Retirement System		24 MoReg 2235	25 MoReg 114	
16 CSR 10-6.090	Public School Retirement System		24 MoReg 2236	25 MoReg 114	
16 CSR 10-6.100	Public School Retirement System		24 MoReg 2236	25 MoReg 115	

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17 CSR 10-2.010	Kansas City Board of Police Commissioners				This IssueR
					This Issue
17 CSR 10-2.020	Kansas City Board of Police Commissioners				This IssueR
					This Issue

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17 CSR 10-2.030	Kansas City Board of Police Commissioners		This IssueR		
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17 CSR 10-2.040	Kansas City Board of Police Commissioners		This IssueR		
			This Issue		
17 CSR 10-2.050	Kansas City Board of Police Commissioners		This IssueR		
			This Issue		
17 CSR 10-2.055	Kansas City Board of Police Commissioners		This IssueR		
			This Issue		
17 CSR 10-2.060	Kansas City Board of Police Commissioners		This IssueR		
			This Issue		

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19 CSR 10-5.010	Office of the Director		25 MoReg 24		
19 CSR 20-8.010	Environmental Health and Epidemiology	24 MoReg 2275R	24 MoReg 2423R	25 MoReg 213R	
19 CSR 20-8.020	Environmental Health and Epidemiology	24 MoReg 2275R	24 MoReg 2423R	25 MoReg 213R	
19 CSR 30-70.110	Health Standards and Licensure	24 MoReg 2276	24 MoReg 2423	25 MoReg 213	
19 CSR 30-70.120	Health Standards and Licensure	24 MoReg 2276	24 MoReg 2424	25 MoReg 214	
19 CSR 30-70.130	Health Standards and Licensure	24 MoReg 2277	24 MoReg 2427	25 MoReg 214	
19 CSR 30-70.140	Health Standards and Licensure	24 MoReg 2279	24 MoReg 2431	25 MoReg 214	
19 CSR 30-70.150	Health Standards and Licensure	24 MoReg 2281	24 MoReg 2435	25 MoReg 214	
19 CSR 30-70.160	Health Standards and Licensure	24 MoReg 2283	24 MoReg 2439	25 MoReg 214	
19 CSR 30-70.170	Health Standards and Licensure	24 MoReg 2285	24 MoReg 2443	25 MoReg 214	
19 CSR 30-70.180	Health Standards and Licensure	24 MoReg 2286	24 MoReg 2447	25 MoReg 215	
19 CSR 30-70.190	Health Standards and Licensure	24 MoReg 2288	24 MoReg 2453	25 MoReg 215	
19 CSR 30-70.195	Health Standards and Licensure	24 MoReg 2289	24 MoReg 2458	25 MoReg 215	
19 CSR 30-70.200	Health Standards and Licensure	24 MoReg 2290	24 MoReg 2461	25 MoReg 215	
19 CSR 30-70.310	Health Standards and Licensure	24 MoReg 2291	24 MoReg 2465	25 MoReg 215	
19 CSR 30-70.320	Health Standards and Licensure	24 MoReg 2292	24 MoReg 2465	25 MoReg 215	
19 CSR 30-70.330	Health Standards and Licensure	24 MoReg 2295	24 MoReg 2471	25 MoReg 216	
19 CSR 30-70.340	Health Standards and Licensure	24 MoReg 2296	24 MoReg 2471	25 MoReg 216	
19 CSR 30-70.350	Health Standards and Licensure	24 MoReg 2297	24 MoReg 2472	25 MoReg 216	
19 CSR 30-70.360	Health Standards and Licensure	24 MoReg 2297	24 MoReg 2472	25 MoReg 216	
19 CSR 30-70.370	Health Standards and Licensure	24 MoReg 2298	24 MoReg 2473	25 MoReg 216	
19 CSR 30-70.380	Health Standards and Licensure	24 MoReg 2398	24 MoReg 2473	25 MoReg 217	
19 CSR 30-70.390	Health Standards and Licensure	24 MoReg 2300	24 MoReg 2477	25 MoReg 217	
19 CSR 30-70.400	Health Standards and Licensure	24 MoReg 2301	24 MoReg 2477	25 MoReg 217	
19 CSR 30-70.510	Health Standards and Licensure	24 MoReg 2301	24 MoReg 2478	25 MoReg 217	
19 CSR 30-70.520	Health Standards and Licensure	24 MoReg 2302	24 MoReg 2478	25 MoReg 217	
19 CSR 30-70.600	Health Standards and Licensure	24 MoReg 2302	24 MoReg 2482	25 MoReg 217	
19 CSR 30-70.610	Health Standards and Licensure	24 MoReg 2304	24 MoReg 2483	25 MoReg 218	
19 CSR 30-70.620	Health Standards and Licensure	24 MoReg 2305	24 MoReg 2484	25 MoReg 218	This Issue
19 CSR 30-70.630	Health Standards and Licensure	24 MoReg 2307	24 MoReg 2493	25 MoReg 219	
19 CSR 30-70.640	Health Standards and Licensure	24 MoReg 2312	24 MoReg 2503	25 MoReg 222	
19 CSR 40-13.010	Maternal, Child and Family Health		24 MoReg 515		
19 CSR 40-13.020	Maternal, Child and Family Health		24 MoReg 526		
19 CSR 40-13.030	Maternal, Child and Family Health		24 MoReg 527		
19 CSR 60-50	Missouri Health Facilities Review			24 MoReg 2243	
				24 MoReg 2721	
19 CSR 60-50.300	Missouri Health Facilities Review		24 MoReg 2822	25 MoReg 222W	
			25 MoReg 206		
19 CSR 60-50.310	Missouri Health Facilities Review		24 MoReg 2823		
19 CSR 60-50.420	Missouri Health Facilities Review			25 MoReg 116	
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19 CSR 60-50.470	Missouri Health Facilities Review		24 MoReg 2825		
			25 MoReg 207		
19 CSR 60-50.700	Missouri Health Facilities Review		24 MoReg 2825		

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20 CSR	Medical Malpractice				23 MoReg 514
					24 MoReg 682
20 CSR 500-4.100	Property and Casualty		24 MoReg 1950	25 MoReg 223	
20 CSR 500-7.200	Property and Casualty		24 MoReg 1587		

**MISSOURI CONSOLIDATED HEALTH CARE PLAN**

22 CSR 10-2.010	Health Care Plan	25 MoReg 7	25 MoReg 41		
22 CSR 10-2.020	Health Care Plan	25 MoReg 7	25 MoReg 41		
22 CSR 10-2.040	Health Care Plan	25 MoReg 8	25 MoReg 42		
		25 MoReg 145T			
		25 MoReg 145			
22 CSR 10-2.050	Health Care Plan	25 MoReg 9	25 MoReg 45		
22 CSR 10-2.060	Health Care Plan	25 MoReg 10	25 MoReg 45		
22 CSR 10-2.063	Health Care Plan	25 MoReg 12	25 MoReg 47		
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		25 MoReg 146			
22 CSR 10-2.075	Health Care Plan	25 MoReg 13	25 MoReg 49		

## Emergency Rules in Effect as of February 15, 2000

Expires

### Office of Administration

#### Commissioner of Administration

1 CSR 10-15.010 Cafeteria Plan . . . . . June 28, 2000

### Department of Agriculture

#### Market Development

2 CSR 10-5.005 Price Reporting Requirements for Livestock Purchases by Packers . . . . . March 2, 2000

#### State Milk Board

2 CSR 80-2.180 Adoption of the *Grade A Pasteurized Milk Ordinance* with Administrative Procedures—Recommendations of the United States Public Health Service/Food and Drug Administration (PMO) . . . . . May 1, 2000

#### Missouri Agricultural and Small Business Development Authority

2 CSR 100-8.010 Description of Operation, Definitions, Applicant Requirements, Procedures for Grant Approval, Funding of Grants, and Amending the Rules for the Missouri Value-Added Grant Program . . . . . February 24, 2000

### Department of Transportation

#### Missouri Highways and Transportation Commission

7 CSR 10-2.010 Overdimension and Overweight Permits . . . . . May 16, 2000

7 CSR 10-2.010 Overdimension and Overweight Permits . . . . . May 16, 2000

7 CSR 10-10.010 Definitions . . . . . May 16, 2000

7 CSR 10-10.040 Contractor Performance Questionnaire Used in Evaluating Contractor Performance . . . . . May 16, 2000

7 CSR 10-10.050 Procedure and Schedule for Completing the Contractor Performance Questionnaire . . . . . May 16, 2000

7 CSR 10-10.070 Procedure for Annual Rating of Contractors . . . . . May 16, 2000

### Department of Labor and Industrial Relations

#### Missouri Commission on Human Rights

8 CSR 60-3.040 Employment Practices Related to Men and Women . . . . . Terminated December 29, 1999

### Department of Mental Health

#### Certification Standards

9 CSR 30-4.030 Certification Standards Definitions . . . . . February 17, 2000

9 CSR 30-4.034 Personnel and Staff Development . . . . . February 17, 2000

9 CSR 30-4.035 Client Records of a Community Psychiatric Rehabilitation Program . . . . . February 17, 2000

9 CSR 30-4.039 Service Provision . . . . . February 17, 2000

9 CSR 30-4.042 Admission Criteria . . . . . February 17, 2000

9 CSR 30-4.043 Treatment Provided by a Community Psychiatric Rehabilitation Program . . . . . February 17, 2000

### Department of Natural Resources

#### Air Conservation Commission

10 CSR 10-5.380 Motor Vehicle Emissions Inspection . . . . . June 28, 2000

#### Public Drinking Water Program

10 CSR 60-3.010 Construction Authorization, Final Approval of Construction Owner-Supervised Program and Permit to Dispense Water . . . . . March 27, 2000

10 CSR 60-3.020 Continuing Operating Authority . . . . . March 27, 2000

10 CSR 60-3.030 Technical, Managerial, and Financial Capacity . . . . . March 27, 2000

### Department of Public Safety

#### Missouri Gaming Commission

11 CSR 45-10.150 Child Care Facilities—License Required . . . . . June 7, 2000

11 CSR 45-13.055 Immediate Revocation or Suspension of License—Expedited Hearing . . . . . February 24, 2000

#### Missouri State Highway Patrol

11 CSR 50-2.350 Applicability of Motor Vehicle Emission Inspection . . . . . June 28, 2000

11 CSR 50-2.360 Emission Fee . . . . . June 28, 2000

11 CSR 50-2.370 Inspection Station Licensing . . . . . June 28, 2000

11 CSR 50-2.380 Inspector/Mechanic Licensing . . . . . June 28, 2000

11 CSR 50-2.390 Safety/Emission Stickers . . . . . June 28, 2000

11 CSR 50-2.401 General Specifications . . . . . June 28, 2000

11 CSR 50-2.402 MAS Software Functions . . . . . June 28, 2000

11 CSR 50-2.403 Missouri Analyzer System (MAS) Display and Program Requirements . . . . . June 28, 2000

11 CSR 50-2.404	Test Record Specifications . . . . .	June 28, 2000
11 CSR 50-2.405	Vehicle Inspection Certificate, Vehicle Inspection Report and Printer Function Specifications . . . . .	June 28, 2000
11 CSR 50-2.406	Technical Specifications for the MAS . . . . .	June 28, 2000
11 CSR 50-2.407	Documentation, Logistics and Warranty Requirements . . . . .	June 28, 2000
11 CSR 50-2.410	Vehicles Failing Reinspection . . . . .	June 28, 2000
11 CSR 50-2.420	Procedures for Conducting Only Emission Tests . . . . .	June 28, 2000
<b>Peace Officer Standards and Training Program</b>		
11 CSR 75-11.040	Suspension of the Certification of a Peace Officer, Reserve Officer or Chief Executive Officer for Failing to Maintain Minimum Continuing Education Requirements . . . . .	May 29, 2000

**Department of Revenue**

**Director of Revenue**

12 CSR 10-2.015	Employers' Withholding of Tax . . . . .	May 6, 2000
12 CSR 10-3.460	Return Required . . . . .	June 28, 2000
12 CSR 10-23.446	Notice of Lien . . . . .	February 23, 2000
12 CSR 10-41.010	Annual Adjusted Rate of Interest . . . . .	June 28, 2000

**Department of Social Services**

**Division of Aging**

13 CSR 15-14.012	Construction Standards for New Intermediate Care and Skilled Nursing Facilities and Additions to and Major Remodeling of Intermediate Care and Skilled Nursing Facilities . . . . .	February 24, 2000
13 CSR 15-14.022	Fire Safety Standards for New and Existing Intermediate Care and Skilled Nursing Facilities . . . . .	February 24, 2000

**Division of Family Services**

13 CSR 40-19.020	Low Income Home Energy Assistance Program . . . . .	March 28, 2000
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**Division of Medical Services**

13 CSR 70-10.015	Prospective Reimbursement Plan for Nursing Facility Services . . . . .	March 29, 2000
13 CSR 70-10.030	Prospective Reimbursement Plan for Nonstate-Operated Facilities for ICF/MR Services . . . . .	March 29, 2000
13 CSR 70-10.050	Pediatric Nursing Care Plan . . . . .	March 29, 2000
13 CSR 70-10.080	Prospective Reimbursement Plan for HIV Nursing Care Services . . . . .	March 29, 2000
13 CSR 70-10.110	Nursing Facility Reimbursement Allowance . . . . .	March 29, 2000
13 CSR 70-15.010	Inpatient Hospital Services Reimbursement Plan; Outpatient Hospital Reimbursement Methodology . . . . .	May 29, 2000

**Missouri Board of Nursing Home Administrators**

13 CSR 73-2.015	Fees . . . . .	June 7, 2000
13 CSR 73-2.020	Procedures and Requirements for Licensure of Nursing Home Administrators . . . . .	June 7, 2000
13 CSR 73-2.070	Examination . . . . .	June 7, 2000

**Elected Officials**

**Treasurer**

15 CSR 50-4.020	Missouri Higher Education Savings Board . . . . .	March 11, 2000
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**Department of Health**

**Environmental Health and Communicable Disease Prevention**

19 CSR 20-8.010	Accreditation of Lead Training Program . . . . .	February 25, 2000
19 CSR 20-8.020	Licensing of Lead Inspectors, Lead Abatement Workers and Lead Abatement Supervisors/Contractors . . . . .	February 25, 2000

**Division of Health Standards and Licensure**

19 CSR 30-70.110	Definitions and Abbreviation for Lead Abatement and Assessment Licensing . . . . .	February 25, 2000
19 CSR 30-70.120	General . . . . .	February 25, 2000
19 CSR 30-70.130	Application Process and Requirements for the Licensure of Lead Inspectors . . . . .	February 25, 2000
19 CSR 30-70.140	Application Process and Requirements for the Licensure of Risk Assessors . . . . .	February 25, 2000
19 CSR 30-70.150	Application Process and Requirements for the Licensure of Lead Abatement Workers . . . . .	February 25, 2000
19 CSR 30-70.160	Application Process and Requirements for the Licensure of Lead Abatement Supervisors . . . . .	February 25, 2000
19 CSR 30-70.170	Application Process and Requirements for the Licensure of Project Designers . . . . .	February 25, 2000
19 CSR 30-70.180	Application Process and Licensure Renewal Requirements for Lead Abatement Contractors . . . . .	February 25, 2000
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22 CSR 10-2.040	Indemnity Plan Summary of Medical Benefits . . . . .	Terminated January 14, 2000
22 CSR 10-2.040	Indemnity Plan Summary of Medical Benefits. . . . .	June 28, 2000
22 CSR 10-2.050	Indemnity Plan Benefit Provisions and Covered Charges . . . . .	June 28, 2000
22 CSR 10-2.060	Indemnity Plan Limitations . . . . .	June 28, 2000
22 CSR 10-2.063	HMO/POS/POS98 Summary of Medical Benefits . . . . .	Terminated January 14, 2000
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