

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

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

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

**ORDER OF RULEMAKING**

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

3 CSR 10-7.455 is amended.

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

The Department of Conservation amended 3 CSR 10-7.455 by adopting provisions for turkey hunting during the 2001 seasons.

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

*PURPOSE: This amendment adds a 2-day Youth Spring Turkey Hunting Season beginning annually nine days prior to the opening of the regular Spring Turkey Hunting Season.*

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

(D) Youth Spring Season. The 2-day Youth Spring Season will begin annually on the Saturday nine (9) days prior to the Monday opening of the Spring Season. A Missouri resident possessing a Youth Deer and Turkey Hunting Permit or the prescribed turkey

hunting permit and who is 15 years of age or less on the opening day of the Youth Spring Season may take only one (1) male turkey or turkey with visible beard during the Youth Spring Season. A turkey harvested during the Youth Spring Season will count towards an individual's Spring Season bag limit; individuals hunting under the prescribed turkey hunting permit may not harvest a second bird during the first week of the Spring Season. Turkeys may be taken only by shotgun with shot no larger than No. 4, or longbow, without the use of dogs, bait, recorded calls or live decoys, from one-half (1/2) hour before sunrise to 1:00 p.m. Central Daylight Time (CDT). Possession of shotshells loaded with shot larger than No. 4 is prohibited while hunting turkeys.

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

This amendment filed November 29, 2000, effective **December 12, 2000**.

**Title 5—DEPARTMENT OF ELEMENTARY AND  
SECONDARY EDUCATION  
Division 30—Division of School Services  
Chapter 4—General Administration**

**ORDER OF RULEMAKING**

By the authority vested in the state board of education under sections 161.172, 178.430, 178.530, 178.590 and 178.610, RSMo 2000, the board rescinds a rule as follows:

**5 CSR 30-4.020** Standards for the Approval of Courses and Administration of Reimbursement for the Education of Persons Under Veterans' Education, Vocational Rehabilitation, Job Training Partnership Act, P.L. 97-300 and Other Employment Training Funding Sources Contracting With the State Board of Education is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on August 15, 2000 (25 MoReg 2090). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 5—DEPARTMENT OF ELEMENTARY AND  
SECONDARY EDUCATION  
Division 50—Division of Instruction  
Chapter 270—Early Childhood Education**

**ORDER OF RULEMAKING**

By the authority vested in the state board of education under sections 178.691–178.699, RSMo 2000, the board amends a rule as follows:

**5 CSR 50-270.010** General Provisions Governing Programs Authorized Under the Early Childhood Development Act is amended.

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

September 1, 2000 (25 MoReg 2231-2233). One change has been made in the text of the *Early Childhood Development Act Program Guidelines and Administrative Manual*, which is incorporated by reference. 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 state board of education has received one comment on this proposed amendment.

**COMMENT:** The state board of education has received one comment, which was written by the early childhood director after an internal review of the program guidelines and administrative manual. The comment noted that one High Needs characteristic was omitted. The following statement, Relative(s) who are a part of the Parent Support System (i.e., grandparents, aunts, uncles, etc.), is added on page 17 of the *Early Childhood Development Act Program Guidelines and Administrative Manual*, which is incorporated by reference in the administrative rule.

**RESPONSE AND EXPLANATION OF CHANGE:** The state board of education has carefully reviewed the comment and decided there is no cause for change in the proposed amendment. The board agrees to add one High Needs characteristic which was omitted from the *Early Childhood Development Act Program Guidelines and Administrative Manual*, which is incorporated by reference.

**Title 5—DEPARTMENT OF ELEMENTARY AND  
SECONDARY EDUCATION  
Division 60—Vocational and Adult Education  
Chapter 120—Vocational Education**

**ORDER OF RULEMAKING**

By the authority vested in the state board of education under section 178.585, RSMo 2000, the board amends a rule as follows:

**5 CSR 60-120.070** Vocational-Technical Education Enhancement Grant Award Program is **amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 15, 2000 (25 MoReg 2090-2091). 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 5—DEPARTMENT OF ELEMENTARY AND  
SECONDARY EDUCATION  
Division 60—Vocational and Adult Education  
Chapter 480—Employment Training**

**ORDER OF RULEMAKING**

By the authority vested in the state board of education under sections 178.430, 178.440, 178.450 and 178.460 and 178.530, RSMo 2000, the board adopts a rule as follows:

**5 CSR 60-480.100** Standards for the Determination of Eligible Training Providers and Administration of Reimbursement for the Education of Persons Under the Workforce Investment Act of 1998 and Other Employment Training Funding Sources Contracting With the State Board of Education is **adopted**.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on August 15, 2000 (25 MoReg 2091-2093). Changes have been made in the text of the *Workforce Investment Act Training Provider Certification Initial Eligibility Application* and the *WIA Training Provider Appeal Process*, which is incorporated by reference. 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:** The State Board of Education received one letter of comment.

**COMMENT:** The Employment Training section submitted a letter of comment with changes to clarify the language pursuant to guidance from the U.S. Department of Labor and the Workforce Investment Act, Final Rules, which were issued by the U.S. Department of Labor. The comment suggests a change in the period of initial eligibility from twelve (12) to eighteen (18) months; a change to the required performance information submitted for each training program to delete the number of exiters, the number of exiters employed, the percent of completers employed, the completion rate of exiters, the percent of exiters employed, and to add the number of completers furthering education, the completion rate of participants, the percent of completers employed/furthering education; a change to the required performance information submitted for each training program; and to change the appeal process to provide that the training provider has fifteen (15) days to submit a written request for review to the local Workforce Development Board instead of the Missouri Training and Employment Council.

**RESPONSE AND EXPLANATION OF CHANGE:** The state board of education has carefully reviewed the comment and is in support of the proposed changes. The state board of education has made the appropriate revisions in the *Workforce Investment Act Training Provider Certification Initial Eligibility Application* and the *WIA Training Provider Appeal Process*, which are incorporated by reference. The incorporated by reference materials are filed with the secretary of state's office.

**Title 5—DEPARTMENT OF ELEMENTARY AND  
SECONDARY EDUCATION  
Division 60—Division of Vocational and Adult  
Education  
Chapter 900—Veterans' Education**

**ORDER OF RULEMAKING**

By the authority vested in the state board of education under sections 161.172, 178.430, 178.530, 178.590 and 178.610, RSMo 2000, the board adopts a rule as follows:

**5 CSR 60-900.050** Standards for the Approval of Courses for the Education of Persons Under Veterans' Education and Vocational Rehabilitation is **adopted**.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on August 15, 2000 (25 MoReg 2093-2096). 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 5—DEPARTMENT OF ELEMENTARY AND  
SECONDARY EDUCATION  
Division 70—Special Education  
Chapter 742—Special Education**

**ORDER OF RULEMAKING**

By the authority vested in the state board of education under section 162.975, RSMo 2000, the board amends a rule as follows:

5 CSR 70-742.170 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 1, 2000 (25 MoReg 2234). Changes have been made in the text of the proposed amendment. The section with changes is reprinted here. This proposed amendment becomes effective thirty days after publication in the *Code of State Regulations*.

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

**COMMENT:** The Special Education Advisory Panel commented a preference that the sum of portions of applications which exceed \$100,000 be the first to be paid from the funds available. Thereafter, the sum of portions of applications which are \$100,000 or less be paid from funds remaining.

**RESPONSE AND EXPLANATION OF CHANGE:** The state board agrees that the text of the proposed amendment could be edited to improve clarity on this point. Subsection (2)(F) is reprinted here for clarity.

**5 CSR 70-742.170 Extraordinary Cost Fund**

(2) General Provisions.

(F) Payment and Possible Proration of Extraordinary Cost Fund Payments—The division will sum all approved reimbursable expenditures prior to distribution of funds following the annual receipt of applications on October 31. If there are insufficient funds to pay all approvable expenditures, payments may be prorated based on the funds available. Beginning with applications for services provided during the 2000–2001 school term and from funds appropriated for this purpose, the division shall review applications submitted for payment and determine the approved cost after considering an amount per application equal to five (5) times each applicant district's average per pupil expenditure and any disallowed expenditures. Approved costs in excess of one hundred thousand dollars (\$100,000) per application shall be paid subject to the availability of funds. If funds are insufficient, such approved costs may be prorated. If funds remain, approved costs of one hundred thousand dollars (\$100,000) or less per application shall be paid in full or, if funds are not sufficient, such approved costs may be prorated.

**Title 5—DEPARTMENT OF ELEMENTARY AND  
SECONDARY EDUCATION  
Division 80—Urban and Teacher Education  
Chapter 805—Teacher Education**

**ORDER OF RULEMAKING**

By the authority vested in the state board of education under sections 161.092, 161.097, and 161.099 and 168.021, RSMo 2000, the board amends a rule as follows:

**5 CSR 80-805.015** Procedures and Standards for Approval of Professional Education Programs in Missouri is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 1, 2000 (25 MoReg 2234–2235). Changes have been made in Appendix A, which is incorporated by reference. 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 state board of education has received three (3) comments regarding the proposed amendment.

**COMMENT:** The state board has received a comment from the Missouri School Boards Association supporting the board's effort to recognize education credits from community colleges, questioning if the board is limiting the transfer of credits from out-of-state community colleges or other programs, and citing a possible discrepancy between the secretary of state's listing of the rule on the web and that published in the *Missouri Register*. Two (2) comments were received with reference to Standard 5.1 regarding the qualifications for faculty teaching in professional education programs, which is included in Appendix A and incorporated by reference. The comments indicate that the standard is too restrictive and should recognize additional factors when considering faculty qualifications.

**RESPONSE AND EXPLANATION OF CHANGE:** The state board has carefully reviewed the comments and notes that the comment regarding the inclusion of transfer credit from out-of-state community colleges and other institutions is addressed in the comments to 5 CSR 80-805.016. As to the apparent discrepancy in the listing of the rule on the web, the board notes that it has no control over other agencies websites and decided that there is no cause for change in the proposed amendment. The board is in agreement with the comments that Standard 5.1 of the Missouri Standards for Teacher Education Programs is too restrictive. The board has corrected Standard 5.1 in Appendix A, which is incorporated by reference and refiled with the secretary of state.

**Title 5—DEPARTMENT OF ELEMENTARY AND  
SECONDARY EDUCATION  
Division 80—Urban and Teacher Education  
Chapter 805—Teacher Education**

**ORDER OF RULEMAKING**

By the authority vested in the state board of education under sections 161.092, 161.097, 161.099 and 168.021, RSMo 2000, the board adopts a rule as follows:

5 CSR 80-805.016 is adopted.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on September 1, 2000 (25 MoReg 2235–2236). The section with changes is reprinted here. This proposed rule becomes effective thirty days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** The state board has received one (1) comment regarding the proposed rule.

**COMMENT:** The state board received a comment from the Missouri State Boards Association supporting the board's effort to recognize education credits from community colleges but

questioning if the board is limiting the transfer of credits from out-of-state community colleges or other institutions.

**RESPONSE AND EXPLANATION OF CHANGE:** The state board has carefully reviewed the comment and notes that it does not limit acceptance of transfer credit by four (4)-year teacher education programs from any other institution. Therefore, section (3) of the proposed rule has been changed and reprinted here for clarity.

**5 CSR 80-805.016 Procedures for Approval of Preliminary Professional Education Programs in Missouri**

(3) All Missouri two (2)-year college programs offering professional education coursework for transfer credit shall be evaluated by the department and approved by the state board of education pursuant to the rules promulgated by the board in the same manner as programs for certification are evaluated and approved for Missouri's four (4)-year teacher preparation institutions, employing the standards adopted by the board with appropriate adjustments for the level of preparation. It is not the intent of this rule to cause Missouri's four (4)-year teacher preparation institutions to deny acceptance of credit from any two (2)-year or four (4)-year college.

**Title 11—DEPARTMENT OF PUBLIC SAFETY  
Division 45—Missouri Gaming Commission  
Chapter 5—Conduct of Gaming**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Gaming Commission under sections 313.004, 313.805, 313.830 and 313.845, RSMo 2000, the commission amends a rule as follows:

**11 CSR 45-5.183 Cards—Specifications is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 15, 2000 (25 MoReg 2103). 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 11—DEPARTMENT OF PUBLIC SAFETY  
Division 75—Peace Officer Standards and Training Program  
Chapter 11—Continuing Education Requirements**

**ORDER OF RULEMAKING**

By the authority vested in the director of the Department of Public Safety under sections 488.5336 and 590.115, RSMo 2000, the director amends a rule as follows:

**11 CSR 75-11.010 Minimum Requirements for Peace Officers and Reserve Officers and Chief Executive Officers is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 15, 2000 (25 MoReg 2307). 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 11—DEPARTMENT OF PUBLIC SAFETY  
Division 75—Peace Officer Standards and Training Program  
Chapter 11—Continuing Education Requirements**

**ORDER OF RULEMAKING**

By the authority vested in the director of the Department of Public Safety under sections 488.5336 and 590.115, RSMo 2000, the director amends a rule as follows:

**11 CSR 75-11.020 Requirements for Trainee Attendance and Performance is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 15, 2000 (25 MoReg 2307-2308). 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 11—DEPARTMENT OF PUBLIC SAFETY  
Division 75—Peace Officer Standards and Training Program  
Chapter 11—Continuing Education Requirements**

**ORDER OF RULEMAKING**

By the authority vested in the director of the Department of Public Safety under sections 488.5336 and 590.115, RSMo 2000, the director amends a rule as follows:

**11 CSR 75-11.030 Requirements for and Terms of Recognition of Completion of Training is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 15, 2000 (25 MoReg 2308-2309). 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 11—DEPARTMENT OF PUBLIC SAFETY  
Division 75—Peace Officer Standards and Training Program  
Chapter 11—Continuing Education Requirements**

**ORDER OF RULEMAKING**

By the authority vested in the director of the Department of Public Safety under sections 488.5336 and 590.115, RSMo 2000, the director rescinds a rule as follows:

**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 is rescinded.**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on September 15, 2000 (25 MoReg 2309). No changes have been made in the proposed

rescission, so it is not reprinted here. This proposed rescission becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 11—DEPARTMENT OF PUBLIC SAFETY  
Division 75—Peace Officer Standards and Training  
Program  
Chapter 11—Continuing Education Requirements**

**ORDER OF RULEMAKING**

By the authority vested in the director of the Department of Public Safety under sections 488.5336 and 590.115, RSMo 2000, the director amends a rule as follows:

**11 CSR 75-11.070 Procedures for Continuing Education Course Providers is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 15, 2000 (25 MoReg 2309). 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 13—DEPARTMENT OF SOCIAL SERVICES  
Division 70—Division of Medical Services  
Chapter 10—Nursing Home Program**

**ORDER OF RULEMAKING**

By the authority vested in the director of the Division of Medical Services under sections 208.153, 208.159 and 208.201, RSMo 2000, the director hereby amends a rule as follows:

13 CSR 70-10.015 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2000 (25 MoReg 1967-1970). A change has been made in the text of the proposed amendment, detailed below, so the section with the change is reprinted here. This proposed amendment becomes effective thirty days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS AND EXPLANATION OF CHANGE:** The Division of Medical Services received four letters with several comments on the proposed amendment, detailed below. Some of the comments received did not relate to the proposed amendment, and therefore, have not been addressed. The division revised the proposed amendment to indicate that the additional funds received from the quality assurance incentive is to be used to increase expenditures for all direct patient care expenses, not only the wages and salaries of direct patient care staff. The fiscal note included with the proposed amendment and the nursing facility rates were calculated properly so no other changes are necessary.

**COMMENT:** A comment was received supporting the requirement of the proposed regulation that the rate increase be used for direct patient care staff.

**RESPONSE AND EXPLANATION OF CHANGE:** The division appreciates the comment of support. As indicated above, the proposed amendment has been revised to indicate that the additional

funds received from the quality assurance incentive is to be used to increase expenditures for all direct patient care expenses, not only the wages and salaries of direct patient care staff.

**COMMENT:** The wording of the proposed regulation needs to be expanded to emphasize that it may be used to hire additional patient care staff including additional Registered Nurses. Primary issues for nurse aide retention is the need for additional staff to reduce the workload and to receive appropriate training and supervision.

**RESPONSE:** The additional funds from the quality assurance incentive is to be used to increase the expenditures of all direct patient care costs, which may include hiring of additional staff.

**COMMENT:** Since the proposed regulation directs that the increased funds are to be spent only on direct patient care staff, many employees will be excluded from receiving a salary increase.

**RESPONSE:** Since the proposed amendment has been revised to indicate that the additional funds received from the quality assurance incentive is to be used to increase expenditures for all direct patient care expenses, not only the wages and salaries of direct patient care staff, additional staff with costs reported in the patient care component are now covered.

**COMMENT:** The proposed regulation addresses direct patient care as the main issue concerning nursing homes. However, building maintenance and dietary issues are the most common survey citations and the proposed regulation does not allow for any of the increased funding to be directed to these areas.

**RESPONSE:** The appropriation bill authorizing the expenditure of the Quality Assurance Incentive requires increases to be based on the patient care component. The division has no authority to provide increases for building maintenance. By expanding the regulation to include all patient care costs, the division is addressing dietary issues.

**COMMENT:** There is concern over the State of Missouri's involvement in and the interpretation and enforcement of private contracts between nursing facilities and unions.

**RESPONSE AND EXPLANATION OF CHANGE:** The intent of the proposed regulation is to provide additional funds to increase the expenditures for all direct patient care costs over current or planned expenditures, thereby improving the quality of care. The division revised the proposed amendment to indicate that the additional funds received from the quality assurance incentive is to be used to increase expenditures for all direct patient care expenses, not only the wages and salaries of direct patient care staff.

**COMMENT:** The proposed regulation faces potential issues with bankruptcy courts as it directs the expenditure of funds superceding the authority of a bankruptcy judge for nursing homes in Chapter 11 bankruptcy.

**RESPONSE:** The Division has reviewed this comment. No change has been made to the amendment except that the increased funds are to be used for all direct patient care costs as opposed to only the wages and salaries of direct patient care staff, as previously discussed.

**COMMENT:** Directing that the entire \$3.20 rate adjustment go to direct care givers will adversely affect many nursing facilities due to the NFRA fee. Depending upon the amount of NFRA owed by a nursing facility, the number of private pay patients and occupancy, the NFRA assessment may result in nursing facilities not receiving the full \$3.20.

**RESPONSE:** The current NFRA is made an allowable cost by including the current assessment as an add-on to the nursing facility's per diem rate. Therefore, nursing facilities are reimbursed for the Medicaid portion of the NFRA assessment, as they are reimbursed for the Medicaid portion of their other costs.

COMMENT: The usage of funds from the Quality Assurance Incentive should be clarified and used in a manner consistent with the law. The appropriation bill language cites direct patient care costs, which includes much more than just the wages and salaries of direct patient care staff. At a minimum, the funds should be used for both wages and benefits for staff.

RESPONSE AND EXPLANATION OF CHANGE: The proposed amendment has been revised to indicate that the additional funds received from the quality assurance incentive is to be used to increase expenditures for all direct patient care expenses, not only the wages and salaries of direct patient care staff.

COMMENT: The definition of direct patient care staff should be clarified.

RESPONSE AND EXPLANATION OF CHANGE: The proposed amendment has been revised to indicate that the additional funds received from the quality assurance incentive is to be used to increase expenditures for all direct patient care expenses, not only the wages and salaries of direct patient care staff. Direct patient care costs includes all expenses in the patient care cost component (i.e., lines 46 through 69 of Schedule B in the Title XIX Cost Report).

COMMENT: Projections in nursing facility collective bargaining agreements already in effect were of concern. Collective bargaining agreement wage progressions are projected in advance and in anticipation that rate adjustments will be forthcoming.

RESPONSE: The additional funds from the quality assurance incentive are to be used to increase the expenditures for all direct patient care costs over current or planned expenditures, thereby increasing the quality of care. Therefore, any increases in wages and benefits already codified in collective bargaining agreements in effect as of July 1, 2000, will not be counted towards the expenditure requirements of the quality assurance incentive. The division believes this response is consistent with the requirements of the language included in House Bill 1111, 90th General Assembly, Second Regular Session.

COMMENT: The proposed amendment does not describe how the quality assurance incentive will be monitored or audited for follow-up and the consequences of not spending the monies as directed (i.e., sanctions, fines, recoupment, etc.).

RESPONSE: The Division will review direct patient care costs during its annual review of the providers' cost reports. A comparison will be made of direct patient care costs in cost reports submitted prior to and subsequent to the implementation of the quality assurance incentive.

COMMENT: The problem of not being able to attract and maintain qualified people is not always due to the level of salaries and benefits but other factors. The concern is whether the quality assurance incentive will work in attracting qualified workers since other programs such as the criminal background checks and the EDL are not working as projected.

RESPONSE: The goal of the increased funding is to increase the quality of care. The division believes the best way to meet this objective was to increase expenditures for direct patient care costs.

COMMENT: Due to high turnover, staffing issues and training are constantly being dealt with. However, the training costs associated with new employees are not being addressed.

RESPONSE AND EXPLANATION OF CHANGE: Since the proposed amendment has been revised to indicate that the additional funds received from the quality assurance incentive is to be used to increase expenditures for all direct patient care expenses, not only the wages and salaries of direct patient care staff, hiring and training costs incurred within the direct patient care cost center are now covered. There is also a reimbursement program for

employees who go through the nurse aide training program set forth in 13 CSR 70-10.120, Reimbursement for Nurse Assistant Training.

COMMENT: The proposed amendment may be a backdoor to specifying quantity staffing versus quality staffing.

RESPONSE: The proposed amendment only directs that the increased funds be used to increase expenditures for direct patient care costs, but it does not direct that it accomplished in any specific way such as increased staffing levels over increased wages or benefits. It is each individual nursing facility's responsibility to determine the best way to use the funds to accomplish the overall goal of improving patient care within the directive of increasing direct patient care expenditures.

COMMENT: Managers of nursing homes should be allowed to make management decisions. Wrong management decisions will be caught through census or other areas and force management to make positive changes for the residents.

RESPONSE: The goal of the quality assurance incentive is to increase the quality of care for patients and takes a pro-active approach to accomplish the goal.

COMMENT: Since the nursing facility assessment was increased to assist in funding the rate increase, there should not be any specifications on how the funds are spent.

RESPONSE: The legislature has the authority to determine how state funds received are to be spent, regardless of the mechanism in which the funds are acquired.

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

(13) Adjustments to the Reimbursement Rates. Subject to the limitations prescribed elsewhere in this regulation, a facility's reimbursement rate may be adjusted as described in this section.

(B) Special Per-Diem Rate Adjustments. Special per-diem rate adjustments may be added to a qualifying facility's rate without regard to the cost component ceiling if specifically provided as described below.

1. Patient care incentive. Each facility with a prospective rate on or after January 1, 1995, shall receive a per-diem adjustment equal to ten percent (10%) of the facility's allowable patient care per diem subject to a maximum of one hundred thirty percent (130%) of the patient care median when added to the patient care per diem as determined in subsection (11)(A). This adjustment will not be subject to the cost component ceiling of one hundred twenty percent (120%) for the patient care median.

2. Ancillary incentive. Each facility with a prospective rate on or after January 1, 1995, and which meets one (1) of the following criteria shall receive a per-diem adjustment:

A. If the facility's allowable ancillary per diem as determined in subsection (11)(B) is below ninety percent (90%) of the ancillary median, the adjustment is equal to one-half (1/2) of the difference between one hundred twenty percent (120%) and ninety percent (90%) of the ancillary median. The following is an illustration of how the ancillary per-diem adjustment is calculated:

120% of median	\$6.62
90% of median	\$4.97
Difference	\$1.65
1/2 the difference	<u>    .825</u>
Per-diem adjustment	\$ .83

B. If the facility's allowable ancillary per diem as determined in subsection (11)(B) is between ninety percent (90%) and one hundred twenty percent (120%) of the median, the adjustment is equal to one-half (1/2) of the difference between one hundred twenty percent (120%) of the median and the facility's allowable ancillary per diem. The following is an illustration of how the ancillary per-diem adjustment is calculated:

90% of median	\$4.97
120% of median	\$6.62
Ancillary per diem	\$5.21
Difference	\$1.41
1/2 the difference	<u>    .71</u>
Per-diem adjustment	\$ .71

3. Multiple component incentive. Each facility with a prospective rate on or after January 1, 1995, and meets the following criteria shall receive a per-diem adjustment:

A. If the sum of the facility's patient care per diem and ancillary per diem, as determined in subsections (11)(A) and (B), is greater than or equal to sixty percent (60%) but less than or equal to eighty percent (80%), rounded to four (4) decimal places (.5985 or .8015 would not receive the adjustment), of the facility's total per diem, the adjustment is as follows:

<u>Percent of Total Per-Diem Rate</u>	<u>Incentive</u>
< 60%	\$0.00
> or = 60% but < 65%	\$1.15
> or = 65% but < 70%	\$1.30
> or = 70% but < 75%	\$1.45
> or = 75% but < or 80% =	\$1.60

B. A facility shall receive an additional incentive if it receives the adjustment in subparagraph (13)(B)3.A. and the following calculation is greater than seventy-five percent (75%), rounded to four (4) decimal places (.7485 would not receive the adjustment): Medicaid days divided by the licensed nursing facility patient days from the facility's desk audited and/or field audited 1992 cost report. The adjustment is as follows:

<u>Calculated Percentage</u>	<u>Incentive</u>
< 75%	\$0.00
> or = 75% but < 80%	\$0.15
> or = 80% but < 85%	\$0.30
> or = 85% but < 90%	\$0.45
> or = 90% but < 95%	\$0.60
> or = 95%	\$0.75

4. 1967 Life Safety Code (LSC). Currently certified nursing facilities that must comply with a recent interpretation of paragraph 10-133 of the 1967 LSC which requires corridor walls to extend to the roof deck or achieve equivalency under the Fire Safety Evaluation System (FSES) will be reimbursed the reasonable and necessary cost to meet those standards required for compliance through their reimbursement rate. The reimbursement shall not be effective until the Division of Aging has confirmed that the corrective action to comply with the 1967 LSC or FSES is operational and has reviewed the cost for compliance. Fire sprinkler systems shall be reimbursed over a depreciation life of twenty-five (25) years, and other alternative corrective action will be reimbursed over a depreciable life of fifteen (15) years. The division will use a desk audited and/or field audited cost report with the latest period ending in calendar year 1992 which is on file with the division as of December 31, 1993. This adjustment will be computed based on the documented cost submitted to the division as follows:

A. Depreciation. The cost incurred for the approved corrective action to continue in compliance divided by the depreciable useful life;

B. Interest. The interest cost incurred to finance this project shall be documented by a statement from the lending institution detailing the total interest cost of the loan period. The total interest cost will be divided by the loan period on a straight line basis; and

C. The total of subparagraph (13)(B)4.A. and B. will be divided by twelve (12) and then multiplied by the number of months covered by the 1992 cost report. This amount will be divided by the greater of actual patient days from the 1992 cost report or eighty-five percent (85%) of the licensed bed days from the 1992 cost report.

5. Any facility that had a 1967 LSC adjustment included in their December 31, 1994 reimbursement rate shall have that adjustment added to their January 1, 1995 reimbursement rate.

6. Replacement beds. A facility with a prospective rate in effect on or after January 1, 1995, may request a rate adjustment for replacement beds that resulted in the same number of beds being delicensed with the Division of Aging or the Department of Health. The facility shall provide documentation from the Division of Aging or the Department of Health that verifies the number of beds used for replacement have been delicensed from that facility. The rate adjustment will be calculated as the difference between the capital component per diem (fair rental value (FRV)) prior to the replacement beds being placed in service and the capital component per diem (FRV) including the replacement beds placed in service as calculated in subsection (11)(D) including the replacement beds placed in service. The capital component is calculated for the replacement beds using the asset value per licensed bed as determined using the R. S. Means Construction Index for nursing facility beds adjusted for the Missouri indexes for the date the replacement beds are placed in service.

7. Additional beds. A facility with a prospective rate in effect on or after January 1, 1995, may request a rate adjustment for additional beds. The facility must obtain an approved certificate of need or applicable waiver for the additional beds. The rate adjustment will be calculated as the difference between the capital component per diem (FRV) prior to the additional beds being placed in service and the capital component per diem (FRV) including the additional beds as calculated in subsection (11)(D) including the additional beds placed in service. The capital component is calculated for the additional beds using the asset value per licensed bed as determined using the R. S. Means Construction Index for nursing facility beds adjusted for the Missouri indexes for the date the additional beds are placed in service.

8. Extraordinary circumstances. A participating facility which has a prospective rate may request an adjustment to its prospective rate due to extraordinary circumstances. This request must be submitted in writing to the division within one (1) year of the occurrence of the extraordinary circumstance. The request must clearly and specifically identify the conditions for which the rate adjustment is sought. The dollar amount of the requested rate adjustment must be supported by complete, accurate and documented records satisfactory to the division. If the division makes a written request for additional information and the facility does not comply within ninety (90) days of the request for additional information, the division shall consider the request withdrawn. Requests for rate adjustments that have been withdrawn by the facility or are considered withdrawn because of failure to supply requested information may be resubmitted once for the requested rate adjustment. In the case of a rate adjustment request that has been withdrawn and then resubmitted, the effective date shall be the first day of the month in which the resubmitted request was made providing that it was made prior to the tenth day of the month. If the resubmitted request is not filed by the tenth of the month, rate adjustments shall be effective

the first day of the following month. Conditions for an extraordinary circumstance are as follows:

A. When the provider can show that it incurred higher costs due to circumstances beyond its control, the circumstances were not experienced by the nursing home industry in general and the costs have a substantial cost effect;

B. Extraordinary circumstances include:

(I) Natural disasters such as fire, earthquakes and flood that are not covered by insurance and that occur in a federally declared disaster area; and

(II) Vandalism and/or civil disorder that are not covered by insurance; and

C. The rate increase shall be calculated as follows:

(I) The one (1)-time costs, (costs that will not be incurred in future fiscal years):

(a) To determine what portion of the incurred costs will be paid, the division will use the patient occupancy days from latest available quarterly occupancy survey from the Division of Aging for the time period preceding when the extraordinary circumstances occurred; and

(b) The costs directly associated with the extraordinary circumstances will be multiplied by the above percent. This amount will be divided by the paid days for the month the rate adjustment becomes effective per paragraph (13)(B)8. This calculation will equal the amount to be added to the prospective rate for only one (1) month, which will be the month the rate adjustment becomes effective. For this one (1) month only, the ceiling will be waived.

(II) For ongoing costs (costs that will be incurred in future fiscal years): Ongoing annual costs will be divided by the greater of: annualized (calculated for a twelve (12)-month period) total patient days from the latest cost report on file or eighty-five percent (85%) of annualized total bed days. This calculation will equal the amount to be added to the respective cost center, not to exceed the cost component ceiling. The rate adjustment, subject to ceiling limits will be added to the prospective rate.

(III) For capitalized costs, a capital component per diem (FRV) will be calculated as determined in subsection (11)(D). The rate adjustment will be calculated as the difference between the capital component per diem (FRV) prior to the extraordinary circumstances and the capital component per diem (FRV) including the extraordinary circumstances.

#### 9. Quality Assurance Incentive.

A. Each nursing facility with an interim or prospective rate on or after July 1, 2000, shall receive a per-diem adjustment of \$3.20. The Quality Assurance Incentive adjustment will be added to the facility's current rate.

B. The Quality Assurance Incentive per diem increase shall be used to increase the expenditures to a nursing facility's direct patient care costs. Direct patient care costs include all expenses in the patient care cost component (i.e., lines 46 through 69 of Schedule B in the Title XIX Cost Report). Any increases in wages and benefits already codified in a collective bargaining agreement in effect as of July 1, 2000, will not be counted towards the expenditure requirements of the Quality Assurance Incentive as stated above. Nursing facilities with collective bargaining agreements shall provide such agreements to the division.

10. High Volume Adjustment. Effective for dates of service July 1, 2000, a high volume adjustment shall be granted to qualifying providers. A provider must qualify each July 1, the beginning of each state fiscal year (SFY), for the high volume adjustment and the adjustment will be effective for services rendered during the SFY, July 1 through June 30. For a provider who has a high volume adjustment on June 30, but does not qualify for the high volume adjustment on July 1 of the subsequent SFY, that provider's prospective rate will be reduced by the amount of the high volume adjustment included in the facility's prospective rate in effect June 30.

A. Each facility with a prospective rate on or after July 1, 2000, and which meets all of the following criteria shall receive a per-diem adjustment:

(I) Have on file at the division a full twelve (12)-month cost report ending in the third calendar year prior to the state fiscal year in which the adjustment is being determined (i.e., for SFY 2001, the third prior year would be 1998, for SFY 2002, the third prior year would be 1999, etc.);

(II) The Medicaid patient days as determined from the cost report identified in part (13)(B)10.A.(I) exceeds eighty-five percent (85%) of the total patient days for all nursing facility licensed beds;

(III) The allowable cost per patient day as determined by the division from the applicable cost report for the patient care, ancillary and administration cost components, as set forth in paragraphs (11)(A)1., (11)(B)1. and (11)(C)1., exceeds the per-diem ceiling for each cost component in effect at the end of the cost report period; and

(IV) Government owned or operated facilities shall not be eligible for this adjustment.

B. The adjustment will be equal to ten percent (10%) of the sum of the per-diem ceilings for the patient care, ancillary and administration cost components in effect on July 1 of each year.

C. The division may reconstruct and redefine the qualifying criteria and payment methodology for the high volume adjustment.

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

#### ORDER OF RULEMAKING

By the authority vested in the director of the Division of Medical Services under sections 208.153, 208.159 and 208.201, RSMo 2000, the director hereby amends a rule as follows:

13 CSR 70-10.050 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2000 (25 MoReg 1971-1972). A change has been made in the text of the proposed amendment, detailed below, so the section with the change is reprinted here. This proposed amendment becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS AND EXPLANATION OF CHANGE: The Division of Medical Services did not receive any comments on the proposed amendment. The division revised the proposed amendment to indicate that the additional funds received from the quality assurance incentive is to be used to increase expenditures for all direct patient care expenses, not only the wages and salaries of direct patient care staff. The fiscal note included with the proposed amendment and the nursing facility rates were calculated properly so no other changes are necessary.

#### 13 CSR 70-10.050 Pediatric Nursing Care Plan

(13) Rate Adjustments.

(D) Special Per-Diem Rate Adjustments. Special per-diem rate adjustments may be added to a qualifying facility's rate without regard to the level of care ceiling if specifically provided as described below.

1. Quality Assurance Incentive.

A. Each pediatric nursing facility with an interim or prospective rate on or after July 1, 2000, shall receive a per-diem



adjustment of \$3.20. The Quality Assurance Incentive adjustment will be added to the facility's current rate.

B. The Quality Assurance Incentive per-diem increase shall be used to increase the expenditures to a nursing facility's direct patient care costs. Direct patient care costs include all expenses in the patient care cost component (i.e., lines 45 through 60 and lines 77 through 85 of Schedule B in the Title XIX Cost Report version MSIR-1 (7-93)). Any increases in wages and benefits already codified in a collective bargaining agreement in effect as of July 1, 2000, will not be counted towards the expenditure requirements of the Quality Assurance Incentive as stated above. Nursing facilities with collective bargaining agreements shall provide such agreements to the division.

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

**ORDER OF RULEMAKING**

By the authority vested in the director of the Division of Medical Services under sections 208.1530 and 208.201, RSMo 2000, the director hereby amends a rule as follows:

13 CSR 70-10.080 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2000 (25 MoReg 1973-1975). A change has been made in the text of the proposed amendment, detailed below, so the section with the change is reprinted here. This proposed amendment becomes effective thirty days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS AND EXPLANATION OF CHANGE:** The Division of Medical Services did not receive any comments on the proposed amendment. The division revised the proposed amendment to indicate that the additional funds received from the quality assurance incentive is to be used to increase expenditures for all direct patient care expenses, not only the wages and salaries of direct patient care staff. The fiscal note included with the proposed amendment and the nursing facility rates were calculated properly so no other changes are necessary.

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

(13) Adjustments to the Reimbursement Rates. Subject to the limitations prescribed elsewhere in this regulation, a facility's reimbursement rate may be adjusted as described in this section.

(B) Special Per-Diem Rate Adjustments. Special per-diem rate adjustments may be added to a qualifying facility's rate without regard to the cost component ceiling if specifically provided as described below.

1. Replacement beds. A facility with a prospective rate in effect on or after November 30, 1995, may request a rate adjustment for replacement beds that resulted in the same number of beds being delicensed with the Division of Aging. The facility shall provide documentation from the Division of Aging that verifies the number of beds used for replacement have been delicensed from that facility. The rate adjustment will be calculated as the difference between the capital component per diem (fair rental value, FRV) prior to the replacement beds being placed in service and the capital component per diem FRV including the replacement beds placed in service as calculated in subsection (11)(D) including the replacement beds placed in service. The capital component is calculated for the replacement beds using the asset value per licensed

bed as determined using the R. S. Means Construction Index for nursing facility beds adjusted for the Missouri indexes for the date the replacement beds are placed in service.

2. Additional beds. A facility with a prospective rate in effect on or after November 30, 1995, may request a rate adjustment for additional beds. The facility must obtain an approved certificate of need or applicable waiver for the additional beds. The rate adjustment will be calculated as the difference between the capital component per diem FRV prior to the additional beds being placed in service and the capital component per diem FRV including the additional beds as calculated in subsection (11)(D) including the additional beds placed in service. The capital component is calculated for the additional beds using the asset value per licensed bed as determined using the R. S. Means Construction Index for nursing facility beds adjusted for the Missouri indexes for the date the additional beds are placed in service.

3. Extraordinary circumstances. A participating facility which has a prospective rate may request an adjustment to its prospective rate due to extraordinary circumstances. This request must be submitted in writing to the division within one (1) year of the occurrence of the extraordinary circumstance. The request must clearly and specifically identify the conditions for which the rate adjustment is sought. The dollar amount of the requested rate adjustment must be supported by complete, accurate and documented records satisfactory to the division. If the division makes a written request for additional information and the facility does not comply within ninety (90) days of the request for additional information, the division shall consider the request withdrawn. Requests for rate adjustments that have been withdrawn by the facility or are considered withdrawn because of failure to supply requested information may be resubmitted once for the requested rate adjustment. In the case of a rate adjustment request that has been withdrawn and then resubmitted, the effective date shall be the first day of the month in which the resubmitted request was made providing that it was made prior to the tenth day of the month. If the resubmitted request is not filed by the tenth of the month, rate adjustments shall be effective the first day of the following month. Conditions for an extraordinary circumstance are as follows:

A. When the provider can show that it incurred higher costs due to circumstances beyond its control, the circumstances were not experienced by the nursing home industry in general and the costs have a substantial cost effect;

B. Extraordinary circumstances include:

(I) Natural disasters such as fire, earthquakes and flood that are not covered by insurance and that occur in a federally declared disaster area; and

(II) Vandalism and/or civil disorder that are not covered by insurance; and

C. The rate increase shall be calculated as follows:

(I) The one (1) time costs (costs that will not be incurred in future fiscal years):

(a) To determine what portion of the incurred costs will be paid, the division will use the patient occupancy days from latest available quarterly occupancy survey from the Division of Aging for the time period preceding when the extraordinary circumstances occurred; and

(b) The costs directly associated with the extraordinary circumstances will be multiplied by the above percent. This amount will be divided by the paid days for the month the rate adjustment becomes effective per paragraph (13)(B)8. This calculation will equal the amount to be added to the prospective rate for only one (1) month, which will be the month the rate adjustment becomes effective. For this one (1) month only, the ceiling will be waived.

(II) For ongoing costs (costs that will be incurred in future fiscal years): Ongoing annual costs will be divided by the greater of: annualized (calculated for a twelve (12)-month period)

total patient days from the latest cost report on file or eighty-five percent (85%) of annualized total bed days. This calculation will equal the amount to be added to the respective cost center, not to exceed the cost component ceiling. The rate adjustment, subject to ceiling limits will be added to the prospective rate.

(III) For capitalized costs, a capital component per diem FRV will be calculated as determined in subsection (11)(D). The rate adjustment will be calculated as the difference between the capital component per diem FRV prior to the extraordinary circumstances and the capital component per diem FRV including the extraordinary circumstances.

4. Quality Assurance Incentive.

A. Each HIV nursing facility with an interim or prospective rate on or after July 1, 2000, shall receive a per-diem adjustment of \$3.20. The Quality Assurance Incentive adjustment will be added to the facility's current rate.

B. The Quality Assurance Incentive per-diem increase shall be used to increase the expenditures to a nursing facility's direct patient care costs. Direct patient care costs include all expenses in the patient care cost component (i.e., lines 46 through 69 of Schedule B in the Title XIX Cost Report). Any increases in wages and benefits already codified in a collective bargaining agreement in effect as of July 1, 2000, will not be counted towards the expenditure requirements of the Quality Assurance Incentive as stated above. Nursing facilities with collective bargaining agreements shall provide such agreements to the division.

**Title 13—DEPARTMENT OF SOCIAL SERVICES  
Division 70—Division of Medical Services  
Chapter 20—Pharmacy Program**

**ORDER OF RULEMAKING**

By the authority vested in the director of the Division of Medical Services under sections 208.153 and 208.201, RSMo 2000, the director hereby amends a rule as follows:

**13 CSR 70-20.031** List of Excludable Drugs for Which Prior Authorization is Required **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2000 (25 MoReg 1976). 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 Division of Medical Services received 83 written comments on this proposed amendment. Two comments were received at the August 31, 2000 public hearing.

COMMENT: Sixty-eight (68) comments were received in support of the amendment to allow coverage of Orlistat for an indication of dyslipidemia but also advocated for the expansion of coverage to treat obesity.

RESPONSE: The division has considered the comments and has not made changes to the amendment at this time. The division will continue to consider adding drugs to the Medicaid program to treat obesity.

COMMENT: One commenter wrote that the regulation allows the pharmacy program to be able to properly manage costs through effective prior authorization and the amendment will not create any significant burdens to Medicaid providers or impact the health of Medicaid patients. This commenter also testified in support of the amendment at the August 31, 2000 public hearing.

RESPONSE: The comment did not require changes to be made to the amendment.

COMMENT: Nine commenters wrote that Missouri has one of the highest obesity rates in the country and urged Missouri Medicaid to allow drugs to be used in the treatment of obesity.

RESPONSE: The division has considered the comments and has not made changes to the amendment at this time. The division will continue to consider adding drugs to the Medicaid program to treat obesity.

COMMENT: Five commenters urged Missouri Medicaid to allow drugs to be used in the treatment of obesity.

RESPONSE: The division has considered the comments and has not made changes to the amendment at this time. The division will continue to consider adding drugs to the Medicaid program to treat obesity.

COMMENT: One commenter testified in support of the proposed amendment at the August 31, 2000 public hearing, but recommended that coverage for the product Orlistat be expanded to include other medical conditions.

RESPONSE: The division has considered the comments and has not made changes to the amendment at this time. The division will continue to consider adding drugs to the Medicaid program to treat obesity.

**Title 13—DEPARTMENT OF SOCIAL SERVICES  
Division 70—Division of Medical Services  
Chapter 20—Pharmacy Program**

**ORDER OF RULEMAKING**

By the authority vested in the director of the Division of Medical Services under sections 208.153 and 208.201, RSMo 2000, the director hereby amends a rule as follows:

**13 CSR 70-20.032** List of Drugs Excluded From Coverage Under the Missouri Medicaid Pharmacy Program **is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on August 1, 2000 (25 MoReg 1976-1977). 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 Division of Medical Services received one written comment on this proposed rule. This commenter also testified in support of this proposed amendment at the August 31, 2000 public hearing.

COMMENT: One commenter wrote in support of the rule. The commenter wrote that through the regulation the pharmacy program would be able to properly manage costs through effective prior authorization and that the amendment will not create any significant burdens to Medicaid providers or impact the health of Medicaid patients.

RESPONSE: The comment did not require changes to be made to the amendment.

**Title 13—DEPARTMENT OF SOCIAL SERVICES  
Division 70—Division of Medical Services  
Chapter 20—Pharmacy Program**

**ORDER OF RULEMAKING**

By the authority vested in the director of the Division of Medical Services under sections 208.152, 208.153 and 208.201, RSMo 2000, the director hereby adopts a rule as follows:

**13 CSR 70-20.034** List of Non-Excludable Drugs for Which Prior Authorization is Required is **adopted**.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on August 1, 2000 (25 MoReg 1977). 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:** The Division of Medical Services received one written comment on this proposed rule. The comment was in support of the rule. Two comments were received at the August 31, 2000 public hearing.

**COMMENT:** One commenter wrote in support of the rule. The commenter wrote that the prior authorization of the drugs covered in the rule will contain costs without creating any significant burden to Medicaid providers or patients. This commenter also testified in support of the proposed rule at the August 31, 2000 public hearing.

**RESPONSE:** The comment did not require changes to be made to the rule.

**COMMENT:** One commenter testified in support of the proposed rule, but recommended that coverage for the product Orlistat be expanded to include other medical conditions.

**RESPONSE:** The state agency declined to make this change at this time.

**Title 13—DEPARTMENT OF SOCIAL SERVICES**  
**Division 70—Division of Medical Services**  
**Chapter 20—Pharmacy Program**

**ORDER OF RULEMAKING**

By the authority vested in the director of the Division of Medical Services under sections 208.152, 208.153 and 208.201, RSMo 2000, the director hereby adopts a rule as follows:

**13 CSR 70-20.045** Thirty-One Day Supply Maximum Restriction on Pharmacy Services Reimbursed by the Division of Medical Services is **adopted**.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on August 1, 2000 (25 MoReg 1978). 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:** The Division of Medical Services received two written comments on this proposed rule. One comment requested that the rule be withdrawn. One comment was in support of the rule.

**COMMENT:** One commenter objected to the rule because of the significant hardship and inconvenience it will cause Medicaid patients who are on maintenance drugs or other drug therapies of longer than 31 days in duration.

**RESPONSE:** The division has considered this comment and has decided to make no changes.

**COMMENT:** One commenter wrote in support of the rule. The commenter believes the rule will help contain Medicaid pharmaceutical cost without unduly inconveniencing or endangering the health of Medicaid patients and would not create any significant burdens for providers.

**RESPONSE:** The comment did not require changes to be made to the rule.

**Title 20—DEPARTMENT OF INSURANCE**  
**Division 400—Life, Annuities and Health**  
**Chapter 7—Health Maintenance Organizations**

**ORDER OF RULEMAKING**

By the authority vested in the director of the Department of Insurance under sections 354.442.1(15) and 354.485, RSMo 2000, the director amends a rule as follows:

20 CSR 400-7.180 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 17, 2000 (25 MoReg 1895-1910). 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:** A hearing was held on August 21, 2000 at 10:00 a.m. in the offices of the Department of Insurance, Harry S Truman State Office Building, Room 630. The comments at the hearing supported the amendments. The Department received several written comments, most supporting the amendments, some suggesting minor changes, and one opposing the amendments.

**COMMENT:** One commenter opposed the amendment opining that the amendment is in conflict with the legislative intent of the law. The commenter believes plans operating in Missouri should simply be required to use the Missouri form instead of being permitted to require physicians to use that company's form from another state if approved by the director.

**RESPONSE AND EXPLANATION OF CHANGE:** The Director has determined to modify the language in the amendment to make it clear that carriers must accept any form that has been approved by the director for credentialing purposes.

**COMMENT:** One commenter commented as follows: (1) the private entity cost worksheet overstates the number of HMOs and size of networks; (2) there is a typographical error in Section XI, question 14 of Exhibit A; (3) Exhibit A should include a question regarding inability to perform essential functions; (4) there should be a requirement that the practitioner attest to having malpractice insurance; and (5) recredentialing should be permitted by use of either the long form or an abbreviated form.

**RESPONSE AND EXPLANATION OF CHANGE:** (1) In drafting the Private Entity Cost Worksheet, the department used information on the number of plans approved to operate in both the Kansas City and St. Louis metropolitan areas, as both of these cities are large metropolitan areas on the border with neighboring states. While the problem with duplicate credentialing forms appears to be more severe in Kansas City, the same problem could be encountered in St. Louis if Illinois were to draft a law requiring the use of an Illinois standardized credentialing form. Therefore, the Director has decided to make no changes to the Private Entity Cost Worksheet. (2) The Director has agreed to correct the typographical error changing "postgraduate" to "postgraduate" in Section XI, question 14 of Exhibit A. (3) The proposed amendments to Exhibit A include the addition of the following item in Section XI as question 18: "Provide a statement regarding the reasons for any inability to perform the essential functions, with or without accommodations, for the practice in which you are seeking to become a participating provider." The Director believes this addresses the comment and does not agree to any further alter-

ation of Exhibit A in response to the comment. (4) Section VIII of Exhibit A has always covered information on malpractice coverage, and will continue to do so. The Director does not agree to any further alteration of Exhibit A in response to the comment. (5) The director has considered the comment and has determined to retain the requirement that the same form be used for credentialing and recredentialing. Therefore no change will be made to the amendment in response to the comment.

COMMENT: One commenter commented as follows: (1) Section VI of Exhibit A should also include "Current Work History". (2) The signature requirement at the end of Section IX of Exhibit A is easily overlooked and should be highlighted. (3) Section X, question 8 of Exhibit A should refer to "membership" in addition to "privileges". (4) Section XI, question 2 of Exhibit A should refer to the "Physician Assistant Supervision" agreement.

RESPONSE AND EXPLANATION OF CHANGE: (1) Current practice location information is requested in Section II on page 2 of Exhibit A. Calling for it again in Section VI would be redundant. However, the director agrees to add a place in Section II where the dates of affiliation with current practice location can be indicated. (2) The current regulation allows for a separate attestation page of the carrier's choosing in addition to the malpractice history attestation in Section IX of Exhibit A. The amended regulation would not change that; thus a separate attestation will continue to be allowed. The Director has agreed to modify the formatting of the signature section on page 9 in an effort to decrease the likelihood that a provider would overlook it. (3) The director has considered the comment but believes that membership is not a reliable measure of provider competency. Therefore no change will be made to the amendment in response to the comment. (4) The title of the form required by the Missouri Board of Healing Arts is "Physician Assistant Verification of Supervision Agreement." The MDI agrees to modify Section XI, question 2 of Exhibit A as follows: "2. Collaborative Practice and/or Physician Assistant Verification of Supervision Agreement(s)".

## **20 CSR 400-7.180 Standard Form To Establish Credentials**

(2) The form provided in Exhibit A shall be used by all health carriers and their agents when credentialing or recredentialing health care professionals in a managed care plan. Use of another state's standardized credentialing form is permissible so long as the director determines prior to its use that it is substantially similar to the form in Exhibit A. Carriers shall accept any form approved by the director for credentialing purposes, and shall not require a Missouri health care professional to use any particular approved form to the exclusion of any other approved form, so long as the form submitted by the Missouri health care professional is Missouri's Standardized Credentialing Form or any other form approved pursuant to this rule. Requests for the director's approval of the use of another state's standardized credentialing form should be submitted to the following address: Missouri Department of Insurance, Managed Care Section, P.O. Box 690, Jefferson City, MO 65102-0690. A request must include a complete copy of the form to be approved and the name, address and telephone number of the person requesting approval. The director will provide written notice to all Missouri licensed health maintenance organizations of the approval of the use of another state's standardized credentialing form. The director also will provide on the department's Internet home page a copy of Missouri's Standardized Credentialing Form with a list of other state standardized credentialing forms that have been approved.

**II. OFFICE/PRACTICE INFORMATION**

If More Than Two Offices, Check Here  and Attach a Copy of Page 3, Completing Questions 22 - 40 for Each Office.

1. Participation Status For Which You Are Applying: (Indicate Specialty)

Primary Care Specialty: \_\_\_\_\_ Subspecialty: \_\_\_\_\_ Patient Ages: \_\_\_\_\_

2. \_\_\_\_\_ From: \_\_\_\_\_  
**PRIMARY OFFICE** ADDRESS/STREET/BUILDING/SUITE (month/year)

3. \_\_\_\_\_  
City/State/ZIP

4. \_\_\_\_\_  
Tax ID # Owner/Corporate Name as Appears on SS4 or W-9 Form (or Full Legal Name)

5. \_\_\_\_\_  
Business Name or Name By Which the Provider Group is Generally Known

6. \_\_\_\_\_ Office Phone Number  
7. \_\_\_\_\_ After Hours/Emergency Number or Procedure

8. \_\_\_\_\_ Office Fax Number  
9. \_\_\_\_\_ Office E-Mail Address

10. \_\_\_\_\_ Office Manager  
11. \_\_\_\_\_ Federal Tax ID#

12. \_\_\_\_\_  
BILLING ADDRESS/STREET (If Different From Above)

13. \_\_\_\_\_  
Billing City/State/ZIP

14. List Routine Office Hours:

Monday	Tuesday	Wednesday	Thursday	Friday

15. Evening Hours: Yes \_\_\_\_\_ No \_\_\_\_\_ If Yes, List Hours After 5:00 P.M.

Monday	Tuesday	Wednesday	Thursday	Friday

16. Weekend Hours: Yes \_\_\_\_\_ No \_\_\_\_\_

Saturday	Sunday

17(a) Lab Service in Your Office:  
Yes \_\_\_\_\_ No \_\_\_\_\_

17(b) \_\_\_\_\_  
If Yes, specify Waived, Physician Performed Microscopy, Moderately Complex, Highly Complex

18. Please check all of the following that you perform IN THIS OFFICE:

EKG \_\_\_\_\_ Office gynecology (Routine Pelvic/PAP) \_\_\_\_\_ Drawing Blood \_\_\_\_\_ Age appropriate immunizations \_\_\_\_\_  
X-Rays \_\_\_\_\_ Minor Surgery \_\_\_\_\_ Tympanometry/audiometry screening \_\_\_\_\_ Flexible sigmoidoscopy \_\_\_\_\_  
Laceration Repair \_\_\_\_\_ Pulmonary Function Studies \_\_\_\_\_ Asthma Treatment \_\_\_\_\_ Allergy Skin Testing \_\_\_\_\_  
Osteopathic manipulation \_\_\_\_\_ IV hydration/treatment \_\_\_\_\_ Other (please specify) \_\_\_\_\_

19. (a) Languages Spoken (other than English): \_\_\_\_\_ (b) Are Interpreters Available? Yes \_\_\_\_\_ No \_\_\_\_\_  
Health Care Provider \_\_\_\_\_ Staff \_\_\_\_\_

20. Does Your Office: (CIRCLE ONE)

(a) Have 24-Hr. Phone Coverage Service?	Y	N	(b) Qualify as a Minority Business Enterprise?	Y	N
(c) Have Capability for Electronic Billing?	Y	N	(d) Provide Child Care Services?	Y	N
(e) Meet ADA Accessibility Standards?	Y	N	(f) Have Public Transportation Accessibility?	Y	N
(g) Collaborate With an Advanced Nurse Practitioner or Physician Assistant (P.A.)?	Y	N		Y	N

If Yes, Provide a Copy of Appropriate Collaborative Practice or P.A. Agreement(s) & the Name(s) of the Individual(s).

(h) Type of Practice: Solo Single Specialty Group Multispecialty Group Other  
If Group Practice, Attach a List of Other Members of Your Practice, Their Specialties, and Coverage Arrangements.

21. Do You Currently: (CIRCLE ONE)

(a) Accept New Patients Into Practice?	Y	N	(b) Accept New Patients By Physician Referral Only?	Y	N
(c) Have Medicare Certification?	Y	N	(d) Accept Medicare Assignment?	Y	N
(e) Provide Inpatient Care?	Y	N	(f) Accept Medicaid Assignment?	Y	N



**IX. MALPRACTICE CLAIMS HISTORY**

**\* A SIGNATURE IS REQUIRED AT THE BOTTOM OF THIS PAGE, EVEN IF THERE IS NO HISTORY TO REPORT**

Are you currently or have you within the last ten (10) years been involved in a malpractice suit or other suit or claim in which your care and treatment of a patient was at issue, including pending or dismissed cases or claims settled before or during trial, or settled to avoid a lawsuit? yes \_\_\_ no \_\_\_ if yes, answer the following questions for EACH such claim. Duplicate this page as necessary.

1. _____ Patient Name	2. _____ Plaintiff Name, if Other Than Patient
3. _____ Your Involvement in the Case (Attending, Consulting, Etc.)	4. _____ Date of Occurrence (month/day/year)
5. _____ Your Status in the Case (Primary Defendant, Co-Defendant, Other)	6. _____ Date Claim Was Filed (month/day/year)
7. _____ Professional Liability Insurance Carrier Involved	
8. _____ Carrier's Phone Number	9. _____ Policy Number
10. _____ Additional Defendants	
11. Describe the Allegations Against You: _____ _____	
12. Describe the Alleged Injury to the Patient: _____ _____	
13. Claimant/Plaintiff Filed Suit in Court? Yes ___ No ___	
14. _____ State Court Case Number	15. _____ State
16. _____ County/Parish	17. _____ Federal Court (US District Court) Case Number
18. _____ District	19. Present Status of Claim: Open ___ Closed ___ Pending ___

**If PENDING, DO NOT Complete the Rest of This Page *Except For Signature and Date*.**

20. If Closed, indicate the Method of Resolution:

_____ Dismissed	Date: _____
_____ Settled (With Prejudice)	Date: _____
_____ Settled (Without Prejudice)	Date: _____
_____ Judgment for Defendant(s)	Date: _____
_____ Judgment for Plaintiff(s)	Date: _____
_____ Other	Date: _____

21. \_\_\_\_\_  
Settlement Amount Paid On Your Behalf (If Any)

22. Additional Information/Explanation:  
(e.g. Patient condition and diagnosis at time of incident, description of treatment, subsequent patient outcome, etc.)  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Signature \_\_\_\_\_ Date (month/day/year) \_\_\_\_\_

**IF YOU HAVE NO HISTORY TO REPORT, PLEASE INDICATE THAT AND SIGN.**



**X. ADDITIONAL INFORMATION (continued)**

15. Do you or a member of your family own, have an investment in, or otherwise have a business interest in any clinical laboratory, diagnostic testing center, hospital ambulatory surgery center, or other business dealing with the provision of ancillary health services, equipment, or supplies? Y      N      N/A
- If so, please provide the following information, attaching additional copies as necessary.

(a) _____ Organization Name	(b) _____ Type of Organization
(c) _____ Address/Street	
(d) _____ City/State/Zip	
(e) _____ Phone Number	(f) _____ Federal Tax ID#
(g) _____ Percent of Business Owned/Invested by Applicant	(h) _____ Nature of Business Interest (owner, partner, investor)

**XI. ADDITIONAL DOCUMENTATION / ATTACHMENTS****Please Attach Copies of the Following Documents (If Applicable):**

1. W9 Form For Each Entity the Applicant Expects Will Receive Payments or Reimbursements.
2. Collaborative Practice and/or Physician Assistant Verification of Supervision Agreement(s).
3. A List of Other Members of Your Practice, Their Specialties, and Coverage Arrangements.
4. Education Council for Foreign Medical Graduates (ECFMG) Certificate.
5. Board Certification Certificate(s).
6. Copies of Professional Diplomas, Internship, Residency, and Fellowship Certificates, As Applicable.
7. Current State Licenses (For All States Practicing).
8. Federal DEA Certificate.
9. State Controlled Substance Certificate(s) For All States Practicing (i.e. BNDD for Missouri).
10. Current Certificate(s) or Declaration(s) of Insurance, Including HCSF for Kansas Practitioners.
11. Curriculum Vitae (If Required By Health Carrier).
12. Professional References (If Required By Health Carrier).
13. Signed Copy of an Affirmation and Release of Information Document (Attestation Page) As Stipulated By the Health Carrier to Which the Applicant is Seeking to Become a Participating Provider.
14. Attach a copy of all postgraduate (CME) activities which you have attended and for which you have received credit in the past 2 years.
15. Include a list of societies of which you are currently a member.
16. Include copies of United States Military discharge papers/DD214 if discharged from U.S. Military, or status if currently serving.
17. Include a copy of certificate showing CLIA waiver number and identification number.
18. Provide a statement regarding the reasons for any inability to perform the essential functions, with or without accommodations, for the practice in which you are seeking to become a participating provider.



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

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

**IN ADDITION**

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

As a matter of public information, the following dates and bag limits shall apply on turkey hunting seasons for 2001. These are based on the formula for season dates set out in subsections (1)(A) and (1)(B) of this rule in the *Code of State Regulations*, and action of the Conservation Commission on November 21, 2000, to annually establish the season length and bag limit of the spring turkey hunting season.

Spring Season. The 2001 spring turkey hunting season will be twenty-one (21) days in length (from April 23 through May 13, 2001). A person possessing the prescribed turkey hunting permit may take two (2) male turkeys or turkeys with visible beard during the season; provided, only one (1) turkey may be taken during the first seven (7) days of the season and only one (1) turkey may be taken per day.

Fall Firearms Season. The 2001 fall firearms turkey hunting season will be fourteen (14) days in length (from October 8 through October 21, 2001). A person possessing the prescribed fall firearms turkey hunting permit may take two (2) turkeys of either sex during the season; provided only one (1) turkey may be taken during the first seven (7) days of the season, and only one (1) turkey may be taken per day.

**Title 20—DEPARTMENT OF INSURANCE**

**IN ADDITION**

Pursuant to section 537.610, RSMo regarding the Sovereign Immunity Limits for Missouri Public Entities, the Director of Insurance is required to calculate the new limitations on awards for liability.

Using the Implicit Price Deflator (IPD) for Personal Consumption Expenditures (PCE), as required by section 537.610, RSMo. The two new Sovereign Immunity Limits effective January 1, 2001 were established by the following calculations:

Index Based on 1996 Dollars  
Third Quarter 2000 IPD Index 107.26  
Third Quarter 1999 IPD Index 104.89

$\text{New Limit} = 2000 \text{ Limit} \times (2000 \text{ Index}/1999 \text{ Index})$

For all claims arising out of a single accident or occurrence:  
 $2,079,420 = 2,033,473 \times (1.0726/1.0489)$

For any one person in a single accident or occurrence:  
 $311,913 = 305,021 \times (1.0726/1.0489)$



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

**NOTICE OF CORPORATE DISSOLUTION  
TO ALL CREDITORS AND CLAIMANTS  
AGAINST M.K. PROPERTIES, L.L.C.**

On November 16, 2000, M.K. Properties, L.L.C., a Missouri Limited Liability Company, filed its Articles of Termination with the Missouri Secretary of State. Any claims against the L.L.C. should be sent to Gene M. Zafft, 7733 Forsyth Blvd., Suite 400, St. Louis, Missouri 63105. All claims must include the name, address and phone number of the claimant; the amount of the claim; the basis of the claim; and the date the claim arose.

All claims must be received by the L.L.C. within three (3) years after publication of this notice. Any claims not received by that date will be barred.

**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.

B1E01211 Vehicle: Hybrid Sedan 1/2/01;  
B1E01150 Office Supplies - Jefferson City 1/4/01;  
B1E01212 Sewing Equipment: Embroidery Machines 1/4/01;  
B1E01219 Maintenance: Honeywell System 1/4/01;  
B3E01102 Elevator Maintenance Services 1/4/01;  
B3Z01119 Mutual Assistance Association 1/4/01;  
B3E01083 Polygraph Testing Services 1/5/01;  
B1E01202 Frozen Food: Danish 1/9/01;  
B1Z01216 Meats-February 1/9/01;  
B1E01200 Bakery Products - St Louis Area 1/10/01;  
B1E01214 Dairy Products 1/10/01  
B1E01201 Seats: Child Safety and Booster 1/11/01;  
B3Z01046 Exhibits: Renovation & Replacement Services, Knob  
Noster 1/11/01;  
B3Z01036 Exhibits: Renovation & Replacement Services, Roaring  
River 1/12/01;  
B3Z01128 Newsletter for Foster/Adoptive Parents 1/29/01;  
B2Z01022 Lottery Scratch Ticket Games/Services 1/30/01;  
B3Z01094 Environmental Assessment Services 2/5/01.

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.

Landfill Services, supplied by the Jefferson City Landfill.

Joyce Murphy, CPPPO,  
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—24 (1999), 25 (2000) and 26 (2001). 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 25 MoReg 2478
1 CSR 20-5.010	Personnel Advisory Board and Division of Personnel .....		25 MoReg 2872		
1 CSR 20-5.020	Personnel Advisory Board and Division of Personnel .....		25 MoReg 2872		
1 CSR 20-6.010	Personnel Advisory Board and Division of Personnel .....		25 MoReg 2873		
<b>DEPARTMENT OF AGRICULTURE</b>					
2 CSR 10-5.005	Market Development .....	24 MoReg 2269			
2 CSR 30-10.010	Animal Health .....	This Issue	25 MoReg 2515		
2 CSR 70-13.030	Plant Industries .....		25 MoReg 2370		
2 CSR 90-21.060	Weights and Measures .....		25 MoReg 2788		
2 CSR 110-1.010	Office of the Director .....		25 MoReg 1829	25 MoReg 2676	
<b>DEPARTMENT OF CONSERVATION</b>					
3 CSR 10-4.115	Conservation Commission .....		25 MoReg 2200	25 MoReg 2733	
3 CSR 10-5.205	Conservation Commission .....		25 MoReg 2048	25 MoReg 2676	
3 CSR 10-5.575	Conservation Commission .....		25 MoReg 2203	25 MoReg 2733	
3 CSR 10-5.576	Conservation Commission .....		25 MoReg 2203	25 MoReg 2733	
3 CSR 10-5.577	Conservation Commission .....		25 MoReg 2205	25 MoReg 2734	
3 CSR 10-5.578	Conservation Commission .....		25 MoReg 2207	25 MoReg 2734	
3 CSR 10-5.579	Conservation Commission .....		25 MoReg 2209	25 MoReg 2734	
3 CSR 10-5.580	Conservation Commission .....		25 MoReg 2211	25 MoReg 2734	
3 CSR 10-7.435	Conservation Commission .....		25 MoReg 2213	25 MoReg 2734	
3 CSR 10-7.455	Conservation Commission .....		25 MoReg 2214	25 MoReg 2735	
			N.A.	This Issue	This Issue
<b>DEPARTMENT OF ECONOMIC DEVELOPMENT</b>					
4 CSR 10-2.085	Missouri State Board of Accountancy .....		25 MoReg 2373R		
4 CSR 10-2.090	Missouri State Board of Accountancy .....		25 MoReg 2373R		
4 CSR 10-2.095	Missouri State Board of Accountancy .....		25 MoReg 2373		
4 CSR 15-1.010	Acupuncturist Advisory Committee .....		25 MoReg 2374		
4 CSR 15-1.020	Acupuncturist Advisory Committee .....		25 MoReg 2375		
4 CSR 15-1.030	Acupuncturist Advisory Committee .....		25 MoReg 2375		
4 CSR 15-1.040	Acupuncturist Advisory Committee .....		25 MoReg 2379		
4 CSR 15-2.010	Acupuncturist Advisory Committee .....		25 MoReg 2379		
4 CSR 15-2.020	Acupuncturist Advisory Committee .....		25 MoReg 2384		
4 CSR 15-2.030	Acupuncturist Advisory Committee .....		25 MoReg 2388		
4 CSR 15-2.040	Acupuncturist Advisory Committee .....		25 MoReg 2392		
4 CSR 15-3.010	Acupuncturist Advisory Committee .....		25 MoReg 2392		
4 CSR 15-3.020	Acupuncturist Advisory Committee .....		25 MoReg 2395		
4 CSR 15-3.030	Acupuncturist Advisory Committee .....		25 MoReg 2395		
4 CSR 15-4.010	Acupuncturist Advisory Committee .....		25 MoReg 2396		
4 CSR 15-4.020	Acupuncturist Advisory Committee .....		25 MoReg 2397		
4 CSR 15-5.010	Acupuncturist Advisory Committee .....		25 MoReg 2397		
4 CSR 15-5.020	Acupuncturist Advisory Committee .....		25 MoReg 2401		
4 CSR 30-6.015	Architects, Professional Engineers and Professional Land Surveyors... This Issue				
4 CSR 30-6.020	Architects, Professional Engineers and Professional Land Surveyors... This Issue				
4 CSR 40-1.021	Office of Athletics .....	21 MoReg 2680			
4 CSR 40-5.070	Office of Athletics .....	21 MoReg 1963			
4 CSR 60-1.025	State Board of Barber Examiners .....		This Issue		
4 CSR 60-1.030	State Board of Barber Examiners .....		This Issue		
4 CSR 60-4.015	State Board of Barber Examiners .....		This Issue		
4 CSR 90-4.010	State Board of Cosmetology .....		25 MoReg 2048	25 MoReg 2833	
4 CSR 90-13.010	State Board of Cosmetology .....		This Issue		
4 CSR 100	Division of Credit Unions .....				25 MoReg 2253 25 MoReg 2335 25 MoReg 2477 25 MoReg 2685 25 MoReg 2745 25 MoReg 2914 25 MoReg 2914
4 CSR 100-2.045	Division of Credit Unions .....		25 MoReg 2877		
4 CSR 120-2.100	Board of Embalmers and Funeral Directors .....		25 MoReg 2404		
4 CSR 145-2.055	Missouri Board of Geologist Registration .....		25 MoReg 2049	25 MoReg 2833	
4 CSR 145-2.060	Missouri Board of Geologist Registration .....		25 MoReg 2053	25 MoReg 2833	
4 CSR 145-2.070	Missouri Board of Geologist Registration .....		25 MoReg 2053	25 MoReg 2833	
4 CSR 150-2.001	State Board of Registration for the Healing Arts .....		25 MoReg 2053	25 MoReg 2735	
4 CSR 150-2.005	State Board of Registration for the Healing Arts .....		25 MoReg 2053	25 MoReg 2735	
4 CSR 150-2.065	State Board of Registration for the Healing Arts .....		25 MoReg 2054	25 MoReg 2735	
4 CSR 150-2.080	State Board of Registration for the Healing Arts .....		25 MoReg 2054	25 MoReg 2735	

Rule Number	Agency	Emergency	Proposed	Order	In Addition
4 CSR 150-2.100	State Board of Registration for the Healing Arts	.....	25 MoReg 2055	.....25 MoReg	2736
4 CSR 150-3.010	State Board of Registration for the Healing Arts	.....	25 MoReg 2406		
4 CSR 150-3.060	State Board of Registration for the Healing Arts	.....	25 MoReg 2515		
4 CSR 150-3.080	State Board of Registration for the Healing Arts	.....	25 MoReg 2516		
4 CSR 150-3.170	State Board of Registration for the Healing Arts	.....	25 MoReg 2518		
4 CSR 150-3.203	State Board of Registration for the Healing Arts	.....	25 MoReg 2055	.....25 MoReg	2736
		.....	25 MoReg 2406		
4 CSR 150-4.051	State Board of Registration for the Healing Arts	.....	25 MoReg 2056	.....25 MoReg	2736
4 CSR 150-4.055	State Board of Registration for the Healing Arts	.....	25 MoReg 2056	.....25 MoReg	2736
4 CSR 150-4.056	State Board of Registration for the Healing Arts	.....	25 MoReg 2406		
4 CSR 150-4.060	State Board of Registration for the Healing Arts	.....	25 MoReg 2057	.....25 MoReg	2737
4 CSR 150-4.105	State Board of Registration for the Healing Arts	.....	25 MoReg 2057	.....25 MoReg	2737
4 CSR 150-4.110	State Board of Registration for the Healing Arts	.....	25 MoReg 2058R	.....25 MoReg	2737R
		.....	25 MoReg 2058	.....25 MoReg	2737
4 CSR 150-4.115	State Board of Registration for the Healing Arts	.....	25 MoReg 2059R	.....25 MoReg	2737R
		.....	25 MoReg 2059	.....25 MoReg	2738
4 CSR 150-4.120	State Board of Registration for the Healing Arts	.....	25 MoReg 2060R	.....25 MoReg	2738R
		.....	25 MoReg 2060	.....25 MoReg	2738
4 CSR 150-4.125	State Board of Registration for the Healing Arts	.....	25 MoReg 2065	.....25 MoReg	2738
4 CSR 150-4.130	State Board of Registration for the Healing Arts	.....	25 MoReg 2065	.....25 MoReg	2738
4 CSR 150-4.200	State Board of Registration for the Healing Arts	.....	25 MoReg 2214		
4 CSR 150-4.201	State Board of Registration for the Healing Arts	.....	25 MoReg 2215		
4 CSR 150-4.203	State Board of Registration for the Healing Arts	.....	25 MoReg 2215		
4 CSR 150-4.205	State Board of Registration for the Healing Arts	.....	25 MoReg 2216		
4 CSR 150-4.210	State Board of Registration for the Healing Arts	.....	25 MoReg 2221		
4 CSR 150-4.215	State Board of Registration for the Healing Arts	.....	25 MoReg 2221		
4 CSR 150-6.020	State Board of Registration for the Healing Arts	.....	25 MoReg 2065	.....25 MoReg	2739
4 CSR 150-6.025	State Board of Registration for the Healing Arts	.....	25 MoReg 2066	.....25 MoReg	2739
4 CSR 150-6.030	State Board of Registration for the Healing Arts	.....	25 MoReg 2071	.....25 MoReg	2739
4 CSR 150-6.060	State Board of Registration for the Healing Arts	.....	25 MoReg 2071	.....25 MoReg	2739
4 CSR 150-6.070	State Board of Registration for the Healing Arts	.....	25 MoReg 2076	.....25 MoReg	2739
4 CSR 150-7.100	State Board of Registration for the Healing Arts	.....	25 MoReg 2076	.....25 MoReg	2740
4 CSR 150-7.120	State Board of Registration for the Healing Arts	.....	25 MoReg 2076	.....25 MoReg	2740
4 CSR 150-7.122	State Board of Registration for the Healing Arts	.....	25 MoReg 2077	.....25 MoReg	2740
4 CSR 150-7.125	State Board of Registration for the Healing Arts	.....	25 MoReg 2077	.....25 MoReg	2740
4 CSR 150-7.140	State Board of Registration for the Healing Arts	.....	25 MoReg 2078	.....25 MoReg	2741
4 CSR 150-7.200	State Board of Registration for the Healing Arts	.....	25 MoReg 2080	.....25 MoReg	2741
4 CSR 150-7.300	State Board of Registration for the Healing Arts	.....	25 MoReg 2080	.....25 MoReg	2741
4 CSR 150-7.310	State Board of Registration for the Healing Arts	.....	25 MoReg 2086	.....25 MoReg	2741
4 CSR 200-2.001	State Board of Nursing	.....	This Issue		
4 CSR 200-2.010	State Board of Nursing	.....	This Issue		
4 CSR 200-2.020	State Board of Nursing	.....	This Issue		
4 CSR 200-2.030	State Board of Nursing	.....	This Issue		
4 CSR 200-2.050	State Board of Nursing	.....	This Issue		
4 CSR 200-2.110	State Board of Nursing	.....	This Issue		
4 CSR 200-2.120	State Board of Nursing	.....	This Issue		
4 CSR 200-2.180	State Board of Nursing	.....	This Issue		
4 CSR 200-3.001	State Board of Nursing	.....	This Issue		
4 CSR 200-3.010	State Board of Nursing	.....	This Issue		
4 CSR 200-3.020	State Board of Nursing	.....	This Issue		
4 CSR 200-3.030	State Board of Nursing	.....	This Issue		
4 CSR 200-3.050	State Board of Nursing	.....	This Issue		
4 CSR 200-3.110	State Board of Nursing	.....	This Issue		
4 CSR 200-3.120	State Board of Nursing	.....	This Issue		
4 CSR 200-3.180	State Board of Nursing	.....	This Issue		
4 CSR 200-4.040	State Board of Nursing	.....	25 MoReg 2090	.....25 MoReg	2834
4 CSR 205-4.030	Missouri Board of Occupational Therapy	.....	25 MoReg 2407		
4 CSR 210-2.060	State Board of Optometry	.....	22 MoReg 1443		
4 CSR 220-2.018	State Board of Pharmacy	.....	25 MoReg 2789		
4 CSR 220-2.030	State Board of Pharmacy	.....	25 MoReg 2789		
4 CSR 220-2.080	State Board of Pharmacy	.....	25 MoReg 2790		
4 CSR 220-2.085	State Board of Pharmacy	.....	25 MoReg 2225	.....25 MoReg	2907
4 CSR 220-2.090	State Board of Pharmacy	.....	25 MoReg 2791		
4 CSR 220-2.120	State Board of Pharmacy	.....	25 MoReg 2225	.....25 MoReg	2907
4 CSR 220-2.130	State Board of Pharmacy	.....	25 MoReg 2225	.....25 MoReg	2907
4 CSR 220-2.140	State Board of Pharmacy	.....	25 MoReg 2226	.....25 MoReg	2907
4 CSR 220-2.300	State Board of Pharmacy	.....	25 MoReg 2791R		
		.....	25 MoReg 2791		
4 CSR 220-2.900	State Board of Pharmacy	.....	25 MoReg 2792		
4 CSR 220-5.020	State Board of Pharmacy	.....	25 MoReg 2795		
4 CSR 220-5.030	State Board of Pharmacy	.....	25 MoReg 2795		
4 CSR 232-1.040	Missouri State Committee of Interpreters	.....	This Issue		
4 CSR 232-3.010	Missouri State Committee of Interpreters	.....	This Issue		
4 CSR 240-2.125	Public Service Commission	.....	25 MoReg 1415	.....25 MoReg	2676W
4 CSR 240-32.110	Public Service Commission	.....	25 MoReg 1957R	.....25 MoReg	2741R
		.....	25 MoReg 1957	.....25 MoReg	2742W
4 CSR 240-120.130	Public Service Commission	.....	25 MoReg 2520		
4 CSR 240-120.135	Public Service Commission	.....	25 MoReg 2520		
4 CSR 240-121.180	Public Service Commission	.....	25 MoReg 2523		
4 CSR 240-121.185	Public Service Commission	.....	25 MoReg 2523		
4 CSR 240-123.075	Public Service Commission	.....	25 MoReg 2526		
4 CSR 255-4.010	Missouri Board for Respiratory Care	.....	25 MoReg 1829	.....25 MoReg	2676
4 CSR 270-2.031	Missouri Veterinary Medical Board	.....	25 MoReg 2227	.....25 MoReg	2908

Rule Number	Agency	Emergency	Proposed	Order	In Addition
4 CSR 270-2.041	Missouri Veterinary Medical Board .....		25 MoReg 2229 .....	25 MoReg 2908	
4 CSR 270-2.060	Missouri Veterinary Medical Board .....		25 MoReg 2231 .....	25 MoReg 2908	
<b>DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION</b>					
5 CSR 30-4.020	Division of School Services .....		25 MoReg 2090R .....	This IssueR	
5 CSR 30-261.010	Division of School Services .....		25 MoReg 2632		
5 CSR 30-345.011	Division of School Services .....		25 MoReg 2633		
5 CSR 50-270.010	Division of Instruction .....		25 MoReg 2231 .....	This Issue	
5 CSR 50-350.040	Division of Instruction .....		25 MoReg 2636		
	<i>(Changed from 5 CSR 60-120.060)</i>				
5 CSR 50-378.100	Division of Instruction .....		25 MoReg 2633		
5 CSR 60-120.060	Vocational and Adult Education .....		25 MoReg 2636		
	<i>(Changed to 5 CSR 50-350.040)</i>				
5 CSR 60-120.070	Vocational and Adult Education .....		25 MoReg 2090 .....	This Issue	
5 CSR 60-480.100	Vocational and Adult Education .....		25 MoReg 2091 .....	This Issue	
5 CSR 60-900.050	Vocational and Adult Education .....		25 MoReg 2093 .....	This Issue	
5 CSR 70-742.170	Special Education .....		25 MoReg 2234 .....	This Issue	
5 CSR 80-805.015	Urban and Teacher Education .....		25 MoReg 2234 .....	This Issue	
5 CSR 80-805.016	Urban and Teacher Education .....		25 MoReg 2235 .....	This Issue	
<b>DEPARTMENT OF HIGHER EDUCATION</b>					
6 CSR 10-2.030	Commissioner of Higher Education .....		25 MoReg 2796		
6 CSR 10-5.010	Commissioner of Higher Education .....		25 MoReg 2796R		
			25 MoReg 2796		
<b>DEPARTMENT OF TRANSPORTATION</b>					
7 CSR 10-1.010	Highways and Transportation Commission .....		25 MoReg 1830R .....	25 MoReg 2908R	
			25 MoReg 1830 .....	25 MoReg 2908	
7 CSR 10-10.010	Highways and Transportation Commission .....	This Issue	This Issue		
7 CSR 10-10.030	Highways and Transportation Commission .....	This Issue	This Issue		
7 CSR 10-10.040	Highways and Transportation Commission .....	This Issue	This Issue		
7 CSR 10-10.050	Highways and Transportation Commission .....	This Issue	This Issue		
7 CSR 10-10.060	Highways and Transportation Commission .....	This Issue	This Issue		
7 CSR 10-10.070	Highways and Transportation Commission .....	This Issue	This Issue		
7 CSR 10-10.080	Highways and Transportation Commission .....	This Issue	This Issue		
7 CSR 10-10.090	Highways and Transportation Commission .....	This Issue	This Issue		
7 CSR 10-14.010	Highways and Transportation Commission .....		25 MoReg 635		
			25 MoReg 2097 .....	25 MoReg 2910	
7 CSR 10-14.020	Highways and Transportation Commission .....	25 MoReg 629 .....	25 MoReg 639		
			25 MoReg 2100 .....	25 MoReg 2910	
7 CSR 10-14.030	Highways and Transportation Commission .....	25 MoReg 629 .....	25 MoReg 639		
			25 MoReg 2100 .....	25 MoReg 2911	
7 CSR 10-14.040	Highways and Transportation Commission .....	25 MoReg 630 .....	25 MoReg 640		
			25 MoReg 2101 .....	25 MoReg 2911	
7 CSR 10-14.050	Highways and Transportation Commission .....		25 MoReg 640		
		25 MoReg 2045 .....	25 MoReg 2102 .....	25 MoReg 2911	
7 CSR 10-14.060	Highways and Transportation Commission .....		25 MoReg 641		
			25 MoReg 2102 .....	25 MoReg 2911	
<b>DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS</b>					
8 CSR 5-1.010	Administration .....		25 MoReg 2103R		
8 CSR 30-3.010	Division of Labor Standards .....		25 MoReg 2877		
8 CSR 50-7.050	Workers' Compensation .....		25 MoReg 1698 .....	25 MoReg 2834	
8 CSR 50-7.060	Workers' Compensation .....		25 MoReg 1698 .....	25 MoReg 2834	
8 CSR 50-7.070	Workers' Compensation .....		25 MoReg 1698 .....	25 MoReg 2834	
8 CSR 70-1.010	MO Assistive Technology Advisory Council .....	25 MoReg 2191 .....	25 MoReg 2237 .....	25 MoReg 2911	
<b>DEPARTMENT OF MENTAL HEALTH</b>					
9 CSR 25-2.105	Fiscal Management .....		25 MoReg 2805		
9 CSR 25-2.305	Fiscal Management .....		25 MoReg 2806		
9 CSR 30-4.042	Certification Standards .....	25 MoReg 1955 .....	25 MoReg 1961 .....	25 MoReg 2834	
<b>DEPARTMENT OF NATURAL RESOURCES</b>					
10 CSR 10-2.030	Air Conservation Commission .....		25 MoReg 2292R		
10 CSR 10-2.205	Air Conservation Commission .....		25 MoReg 2292		
10 CSR 10-2.215	Air Conservation Commission .....		25 MoReg 2298R		
			25 MoReg 2408		
10 CSR 10-2.260	Air Conservation Commission .....		This Issue		
10 CSR 10-2.330	Air Conservation Commission .....		25 MoReg 2640		
10 CSR 10-3.050	Air Conservation Commission .....		25 MoReg 2298R		
10 CSR 10-4.030	Air Conservation Commission .....		25 MoReg 2298R		
10 CSR 10-5.050	Air Conservation Commission .....		25 MoReg 2298R		
10 CSR 10-5.330	Air Conservation Commission .....		25 MoReg 1698 .....	25 MoReg 2835	
10 CSR 10-5.375	Air Conservation Commission .....		25 MoReg 2299		
10 CSR 10-6.040	Air Conservation Commission .....		25 MoReg 2716		
10 CSR 10-6.070	Air Conservation Commission .....		25 MoReg 1618 .....	25 MoReg 2677	
10 CSR 10-6.075	Air Conservation Commission .....		25 MoReg 1618 .....	25 MoReg 2677	
10 CSR 10-6.080	Air Conservation Commission .....		25 MoReg 1623 .....	25 MoReg 2677	
10 CSR 10-6.120	Air Conservation Commission .....		25 MoReg 2303		
10 CSR 10-6.200	Air Conservation Commission .....		25 MoReg 2717		
10 CSR 20-6.011	Clean Water Commission .....		25 MoReg 2878		
10 CSR 20-6.060	Clean Water Commission .....		25 MoReg 2880		
10 CSR 20-14.010	Clean Water Commission .....		25 MoReg 2881		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
10 CSR 20-14.020	Clean Water Commission.....		25 MoReg 2883		
10 CSR 20-14.030	Clean Water Commission.....		25 MoReg 2885		
10 CSR 25	Hazardous Waste Management Commission.....				25 MoReg 2597RUC
10 CSR 25-12.010	Hazardous Waste Management Commission.....				25 MoReg 2253
10 CSR 40-10.010	Land Reclamation Commission.....		25 MoReg 1623		
10 CSR 40-10.020	Land Reclamation Commission.....		25 MoReg 1623		
10 CSR 40-10.040	Land Reclamation Commission.....		25 MoReg 1627		
10 CSR 40-10.100	Land Reclamation Commission.....		25 MoReg 1627		
10 CSR 60-14.010	Public Drinking Water Program.....		25 MoReg 2886		
10 CSR 60-14.020	Public Drinking Water Program.....		25 MoReg 2889		
10 CSR 60-14.030	Public Drinking Water Program.....		25 MoReg 2899		
10 CSR 90-2.010	Parks, Recreation and Historic Preservation.....		25 MoReg 2806R		
			25 MoReg 2806		
10 CSR 90-2.020	Parks, Recreation and Historic Preservation.....		25 MoReg 2810R		
			25 MoReg 2810		
10 CSR 90-2.030	Parks, Recreation and Historic Preservation.....		25 MoReg 2815R		
			25 MoReg 2815		
10 CSR 90-2.040	State Parks.....		25 MoReg 2820		
10 CSR 90-2.050	Parks, Recreation and Historic Preservation.....		25 MoReg 2821R		
			25 MoReg 2821		
10 CSR 90-2.060	Parks, Recreation and Historic Preservation.....		25 MoReg 2822R		
			25 MoReg 2822		
10 CSR 90-2.070	State Parks.....		25 MoReg 2824		
10 CSR 140-2	Division of Energy.....				24 MoReg 2243

**DEPARTMENT OF PUBLIC SAFETY**

11 CSR 10-1.010	Adjutant General.....		25 MoReg 2239	25 MoReg 2911	
11 CSR 10-1.020	Adjutant General.....		25 MoReg 2528		
11 CSR 10-3.015	Adjutant General.....	25 MoReg 2193	25 MoReg 2239	25 MoReg 2912	
11 CSR 10-5.010	Adjutant General.....		25 MoReg 2528		
11 CSR 10-5.015	Adjutant General.....		25 MoReg 2531		
11 CSR 40-5.040	Division of Fire Safety.....		25 MoReg 2411		
11 CSR 40-5.050	Division of Fire Safety.....		25 MoReg 2411		
11 CSR 40-5.065	Division of Fire Safety.....		25 MoReg 2411		
11 CSR 40-5.090	Division of Fire Safety.....		25 MoReg 2412		
11 CSR 40-5.120	Division of Fire Safety.....	25 MoReg 2283	25 MoReg 2412		
11 CSR 45-4.380	Missouri Gaming Commission.....	25 MoReg 2713	25 MoReg 2717		
11 CSR 45-4.390	Missouri Gaming Commission.....		25 MoReg 1631	25 MoReg 2577	
		25 MoReg 2713	25 MoReg 2718		
11 CSR 45-5.183	Missouri Gaming Commission.....		25 MoReg 2103	This Issue	
11 CSR 45-10.110	Missouri Gaming Commission.....	25 MoReg 2714	25 MoReg 2718		
11 CSR 45-11.110	Missouri Gaming Commission.....	25 MoReg 1679	25 MoReg 1702	25 MoReg 2912	
11 CSR 45-17.015	Missouri Gaming Commission.....		25 MoReg 2719		
11 CSR 45-30.600	Missouri Gaming Commission.....		25 MoReg 2719		
11 CSR 45-31.005	Missouri Gaming Commission.....		25 MoReg 2722		
11 CSR 50-2.200	Missouri State Highway Patrol.....		25 MoReg 2531		
11 CSR 50-2.270	Missouri State Highway Patrol.....		25 MoReg 2531		
11 CSR 50-2.320	Missouri State Highway Patrol.....		25 MoReg 2532		
11 CSR 50-2.330	Missouri State Highway Patrol.....		25 MoReg 2532		
11 CSR 75-3.020	Peace Officer Standards and Training.....		25 MoReg 2827		
11 CSR 75-3.030	Peace Officer Standards and Training.....		25 MoReg 2645		
11 CSR 75-11.010	Peace Officer Standards and Training.....		25 MoReg 2307	This Issue	
11 CSR 75-11.020	Peace Officer Standards and Training.....		25 MoReg 2307	This Issue	
11 CSR 75-11.030	Peace Officer Standards and Training.....		25 MoReg 2308	This Issue	
11 CSR 75-11.040	Peace Officer Standards and Training.....		25 MoReg 2309R	This IssueR	
11 CSR 75-11.070	Peace Officer Standards and Training.....		25 MoReg 2309	This Issue	

**DEPARTMENT OF REVENUE**

12 CSR	Construction Transient Employers.....				25 MoReg 1490
					25 MoReg 2147
					25 MoReg 2747
12 CSR 10-3.028	Director of Revenue.....		25 MoReg 2646R		
12 CSR 10-3.030	Director of Revenue.....		25 MoReg 2646R		
12 CSR 10-3.032	Director of Revenue.....		25 MoReg 2647R		
12 CSR 10-3.054	Director of Revenue.....		25 MoReg 2722R		
12 CSR 10-3.058	Director of Revenue.....		25 MoReg 2722R		
12 CSR 10-3.062	Director of Revenue.....		25 MoReg 2722R		
12 CSR 10-3.064	Director of Revenue.....		25 MoReg 2723R		
12 CSR 10-3.070	Director of Revenue.....		25 MoReg 2723R		
12 CSR 10-3.072	Director of Revenue.....		25 MoReg 2723R		
12 CSR 10-3.074	Director of Revenue.....		25 MoReg 2723R		
12 CSR 10-3.078	Director of Revenue.....		25 MoReg 2724R		
12 CSR 10-3.080	Director of Revenue.....		25 MoReg 2724R		
12 CSR 10-3.082	Director of Revenue.....		25 MoReg 2724R		
12 CSR 10-3.084	Director of Revenue.....		25 MoReg 2724R		
12 CSR 10-3.090	Director of Revenue.....		25 MoReg 2725R		
12 CSR 10-3.102	Director of Revenue.....		25 MoReg 2647R		
12 CSR 10-3.131	Director of Revenue.....		25 MoReg 2414R		
12 CSR 10-3.152	Director of Revenue.....		25 MoReg 2725R		
12 CSR 10-3.154	Director of Revenue.....		25 MoReg 2725R		
12 CSR 10-3.156	Director of Revenue.....		25 MoReg 2725R		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
12 CSR 10-3.162	Director of Revenue		25 MoReg 2726R		
12 CSR 10-3.167	Director of Revenue		25 MoReg 2902R		
12 CSR 10-3.186	Director of Revenue		25 MoReg 2726R		
12 CSR 10-3.210	Director of Revenue		25 MoReg 2414R		
12 CSR 10-3.212	Director of Revenue		25 MoReg 2647R		
12 CSR 10-3.214	Director of Revenue		25 MoReg 2647R		
12 CSR 10-3.216	Director of Revenue		25 MoReg 2648R		
12 CSR 10-3.218	Director of Revenue		25 MoReg 2648R		
12 CSR 10-3.220	Director of Revenue		25 MoReg 2648R		
12 CSR 10-3.460	Director of Revenue	25 MoReg 144			
12 CSR 10-3.471	Director of Revenue		25 MoReg 2726R		
12 CSR 10-3.472	Director of Revenue		25 MoReg 2648R		
12 CSR 10-3.474	Director of Revenue		25 MoReg 2649R		
12 CSR 10-3.476	Director of Revenue		25 MoReg 2649R		
12 CSR 10-3.478	Director of Revenue		25 MoReg 2649R		
12 CSR 10-3.479	Director of Revenue		25 MoReg 2649R		
12 CSR 10-3.524	Director of Revenue		25 MoReg 2902R		
12 CSR 10-3.588	Director of Revenue		25 MoReg 2902R		
12 CSR 10-3.840	Director of Revenue		25 MoReg 2726R		
12 CSR 10-3.842	Director of Revenue		25 MoReg 2650R		
12 CSR 10-3.844	Director of Revenue		25 MoReg 2650R		
12 CSR 10-3.878	Director of Revenue		25 MoReg 2650R		
12 CSR 10-3.898	Director of Revenue		25 MoReg 2650R		
12 CSR 10-4.070	Director of Revenue		25 MoReg 2650R		
12 CSR 10-4.075	Director of Revenue		25 MoReg 2651R		
12 CSR 10-4.165	Director of Revenue		25 MoReg 2902R		
12 CSR 10-4.624	Director of Revenue		25 MoReg 2414R		
12 CSR 10-4.632	Director of Revenue		25 MoReg 2651R		
12 CSR 10-4.634	Director of Revenue		25 MoReg 2726R		
12 CSR 10-5.010	Director of Revenue		25 MoReg 2727R		
12 CSR 10-23.446	Director of Revenue		25 MoReg 1832	25 MoReg 2677	
12 CSR 10-24.070	Director of Revenue		25 MoReg 1963	25 MoReg 2742	
12 CSR 10-24.190	Director of Revenue		25 MoReg 1963	25 MoReg 2742	
12 CSR 10-24.200	Director of Revenue		25 MoReg 1963	25 MoReg 2742	
12 CSR 10-24.402	Director of Revenue		25 MoReg 2727R		
12 CSR 10-24.460	Director of Revenue		25 MoReg 1709	25 MoReg 2677	
12 CSR 10-25.050	Director of Revenue		25 MoReg 2415		
12 CSR 10-25.130	Director of Revenue		25 MoReg 2420		
12 CSR 10-25.140	Director of Revenue		25 MoReg 2420		
12 CSR 10-25.150	Director of Revenue		25 MoReg 2420		
12 CSR 10-41.010	Director of Revenue	25 MoReg 2787	25 MoReg 2827		
12 CSR 10-101.600	Director of Revenue		25 MoReg 2902		
12 CSR 10-102.016	Director of Revenue (Changed from 12 CSR 10-110.016)				25 MoReg 2914
12 CSR 10-102.100	Director of Revenue (Changed from 12 CSR 10-115.100)				25 MoReg 2914
12 CSR 10-103.220	Director of Revenue		25 MoReg 2651R		
12 CSR 10-103.250	Director of Revenue		25 MoReg 2903		
12 CSR 10-103.370	Director of Revenue		25 MoReg 1833	25 MoReg 2742W	
12 CSR 10-103.380	Director of Revenue		25 MoReg 1964	25 MoReg 2743	
12 CSR 10-103.555	Director of Revenue		25 MoReg 2421		
12 CSR 10-103.560	Director of Revenue		25 MoReg 2241	25 MoReg 2912	
12 CSR 10-103.600	Director of Revenue		25 MoReg 1833	25 MoReg 2835	
12 CSR 10-103.700	Director of Revenue		25 MoReg 2422		
12 CSR 10-103.800	Director of Revenue		25 MoReg 2422		
12 CSR 10-104.020	Director of Revenue		25 MoReg 1835	25 MoReg 2678	
12 CSR 10-104.030	Director of Revenue		25 MoReg 1965	25 MoReg 2743	
12 CSR 10-108.600	Director of Revenue		25 MoReg 1836	25 MoReg 2678	
12 CSR 10-110.016	Director of Revenue (Changed to 12 CSR 10-102.016)				25 MoReg 2914
12 CSR 10-110.200	Director of Revenue		25 MoReg 2423		
12 CSR 10-110.220	Director of Revenue		25 MoReg 1837	25 MoReg 2678	
12 CSR 10-110.950	Director of Revenue		25 MoReg 2242	25 MoReg 2912	
12 CSR 10-110.990	Director of Revenue		25 MoReg 1966	25 MoReg 2912	
12 CSR 10-112.010	Director of Revenue		25 MoReg 1838	25 MoReg 2678	
12 CSR 10-113.300	Director of Revenue		25 MoReg 1839	25 MoReg 2678	25 MoReg 2840
12 CSR 10-115.100	Director of Revenue (Changed to 12 CSR 10-102.100)				25 MoReg 2914
12 CSR 30-3.025	State Tax Commission		25 MoReg 2242		
12 CSR 30-3.075	State Tax Commission		25 MoReg 2827		
12 CSR 40-20.030	State Lottery		25 MoReg 2424		
12 CSR 40-40.230	State Lottery		25 MoReg 2424		
12 CSR 40-40.250	State Lottery		25 MoReg 2424		
12 CSR 40-60.010	State Lottery		25 MoReg 2425		
12 CSR 40-60.030	State Lottery		25 MoReg 2425		
<b>DEPARTMENT OF SOCIAL SERVICES</b>					
13 CSR 15-4.010	Division of Aging		25 MoReg 2425		
13 CSR 15-4.040	Division of Aging		25 MoReg 2427		
13 CSR 15-4.080	Division of Aging		25 MoReg 2428		
13 CSR 15-4.090	Division of Aging		25 MoReg 2428		
13 CSR 15-4.100	Division of Aging		25 MoReg 2428		
13 CSR 15-4.105	Division of Aging		25 MoReg 2429		
13 CSR 15-4.135	Division of Aging		25 MoReg 2430		
13 CSR 15-4.140	Division of Aging		25 MoReg 2430		
13 CSR 15-4.150	Division of Aging		25 MoReg 2430		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
13 CSR 15-4.160	Division of Aging		25 MoReg 2431		
13 CSR 15-4.170	Division of Aging		25 MoReg 2431		
13 CSR 15-4.175	Division of Aging		25 MoReg 2432		
13 CSR 15-4.190	Division of Aging		25 MoReg 2432		
13 CSR 15-4.200	Division of Aging		25 MoReg 2432		
13 CSR 15-4.230	Division of Aging		25 MoReg 2433		
13 CSR 15-4.270	Division of Aging		25 MoReg 2434		
13 CSR 15-4.290	Division of Aging		25 MoReg 2434		
13 CSR 15-4.300	Division of Aging		25 MoReg 2434		
13 CSR 15-4.310	Division of Aging		25 MoReg 2435		
13 CSR 15-7.010	Division of Aging		25 MoReg 2435		
13 CSR 15-7.040	Division of Aging		25 MoReg 2436		
13 CSR 15-7.050	Division of Aging		25 MoReg 2438		
13 CSR 15-9.010	Division of Aging		This Issue		
13 CSR 15-15.045	Division of Aging		25 MoReg 1460		
13 CSR 30-3.010	Child Support Enforcement		25 MoReg 1840	25 MoReg 2678	
13 CSR 30-5.010	Child Support Enforcement		25 MoReg 1840R		
			25 MoReg 1840	25 MoReg 2678	
			25 MoReg 2904R		
13 CSR 40-19.020	Division of Family Services	25 MoReg 2365	25 MoReg 2439		
13 CSR 40-91.030	Division of Family Services		25 MoReg 2309		
13 CSR 70-3.020	Medical Services		25 MoReg 2441		
13 CSR 70-10.015	Medical Services	25 MoReg 2196	25 MoReg 1967	This Issue	
			25 MoReg 2728		
			25 MoReg 2532		
13 CSR 70-10.030	Medical Services		25 MoReg 2198		
13 CSR 70-10.050	Medical Services	25 MoReg 2198	25 MoReg 1971	This Issue	
13 CSR 70-10.080	Medical Services	25 MoReg 2198	25 MoReg 1973	This Issue	
13 CSR 70-10.150	Medical Services	25 MoReg 2869	25 MoReg 2904		
13 CSR 70-15.010	Medical Services	25 MoReg 1383T			
		25 MoReg 1383	25 MoReg 1468	25 MoReg 2678	
		25 MoReg 2367T			
		25 MoReg 2367			
13 CSR 70-20.030	Medical Services		25 MoReg 1976	25 MoReg 2743	
13 CSR 70-20.031	Medical Services	25 MoReg 2870	25 MoReg 1976	This Issue	
13 CSR 70-20.032	Medical Services		25 MoReg 1976	This Issue	
13 CSR 70-20.034	Medical Services	25 MoReg 2870	25 MoReg 1977	This Issue	
13 CSR 70-20.045	Medical Services	25 MoReg 2871	25 MoReg 1978	This Issue	
13 CSR 73-2.051	Missouri Board of Nursing Home Administrators		25 MoReg 2828		
<b>ELECTED OFFICIALS</b>					
15 CSR 30-4.010	Secretary of State	25 MoReg 2509	25 MoReg 2535		
15 CSR 30-45.040	Secretary of State		25 MoReg 2728		
15 CSR 40-2.031	State Auditor		25 MoReg 1642	25 MoReg 2684	
15 CSR 40-3.100	State Auditor	25 MoReg 2045R	25 MoReg 2103R		
15 CSR 40-3.110	State Auditor	25 MoReg 2046R	25 MoReg 2104R		
15 CSR 40-3.120	State Auditor	25 MoReg 2046	25 MoReg 2104		
15 CSR 60-10.010	Attorney General	25 MoReg 2285	25 MoReg 2312		
15 CSR 60-10.020	Attorney General	25 MoReg 2285	25 MoReg 2312		
15 CSR 60-10.030	Attorney General	25 MoReg 2287	25 MoReg 2313		
15 CSR 60-13.010	Attorney General		25 MoReg 2538		
15 CSR 60-13.020	Attorney General		25 MoReg 2538		
15 CSR 60-13.030	Attorney General		25 MoReg 2542		
15 CSR 60-13.040	Attorney General		25 MoReg 2545		
15 CSR 60-13.050	Attorney General		25 MoReg 2545		
15 CSR 60-13.060	Attorney General		25 MoReg 2545		
15 CSR 60-13.070	Attorney General		25 MoReg 2552		
<b>RETIREMENT SYSTEMS</b>					
16 CSR 10-4.014	The Public School Retirement System of Missouri		25 MoReg 2442		
16 CSR 10-5.055	The Public School Retirement System of Missouri		25 MoReg 2443		
16 CSR 10-6.040	The Public School Retirement System of Missouri		25 MoReg 1841	25 MoReg 2684	
16 CSR 10-6.045	The Public School Retirement System of Missouri		25 MoReg 2832		
16 CSR 10-6.060	The Public School Retirement System of Missouri		25 MoReg 2443		
16 CSR 20-2.060	Missouri Local Government Employees' Retirement System (LAGERS)		25 MoReg 2445		
16 CSR 20-3.010	Missouri Local Government Employees' Retirement System (LAGERS)		25 MoReg 2445		
16 CSR 50-1.010	The County Employees' Retirement Fund		25 MoReg 2652		
16 CSR 50-1.020	The County Employees' Retirement Fund		25 MoReg 2653		
16 CSR 50-1.030	The County Employees' Retirement Fund		25 MoReg 2653		
16 CSR 50-2.010	The County Employees' Retirement Fund		25 MoReg 2653R		
			25 MoReg 2653		
16 CSR 50-2.020	The County Employees' Retirement Fund		25 MoReg 2655R		
			25 MoReg 2656		
16 CSR 50-2.030	The County Employees' Retirement Fund		25 MoReg 2656R		
			25 MoReg 2656		
16 CSR 50-2.035	The County Employees' Retirement Fund		25 MoReg 2657R		
			25 MoReg 2657		
16 CSR 50-2.040	The County Employees' Retirement Fund		25 MoReg 2659R		
			25 MoReg 2659		
16 CSR 50-2.050	The County Employees' Retirement Fund		25 MoReg 2659R		
			25 MoReg 2660		
16 CSR 50-2.060	The County Employees' Retirement Fund		25 MoReg 2660R		



Rule Number	Agency	Emergency	Proposed	Order	In Addition
16 CSR 50-2.080	The County Employees' Retirement Fund		25 MoReg 2660		
16 CSR 50-2.090	The County Employees' Retirement Fund		25 MoReg 2661		
16 CSR 50-2.100	The County Employees' Retirement Fund		25 MoReg 2662		
16 CSR 50-2.110	The County Employees' Retirement Fund		25 MoReg 2662		
16 CSR 50-2.120	The County Employees' Retirement Fund		25 MoReg 2662		
16 CSR 50-2.130	The County Employees' Retirement Fund		25 MoReg 2663		
16 CSR 50-2.140	The County Employees' Retirement Fund		25 MoReg 2664		
16 CSR 50-2.150	The County Employees' Retirement Fund		25 MoReg 2664		
16 CSR 50-2.160	The County Employees' Retirement Fund		25 MoReg 2666		
16 CSR 50-3.010	The County Employees' Retirement Fund		25 MoReg 2666R		
			25 MoReg 2666		
16 CSR 50-3.020	The County Employees' Retirement Fund		25 MoReg 2667R		
16 CSR 50-3.030	The County Employees' Retirement Fund		25 MoReg 2667R		
16 CSR 50-3.040	The County Employees' Retirement Fund		25 MoReg 2668R		
16 CSR 50-3.050	The County Employees' Retirement Fund		25 MoReg 2668R		
16 CSR 50-3.060	The County Employees' Retirement Fund		25 MoReg 2668		
16 CSR 50-3.070	The County Employees' Retirement Fund		25 MoReg 2669		
16 CSR 50-3.080	The County Employees' Retirement Fund		25 MoReg 2669R		
16 CSR 50-3.090	The County Employees' Retirement Fund		25 MoReg 2669R		
16 CSR 50-10.010	The County Employees' Retirement Fund		25 MoReg 1714	25 MoReg 2835	
16 CSR 50-10.020	The County Employees' Retirement Fund		25 MoReg 1715	25 MoReg 2835	
16 CSR 50-10.030	The County Employees' Retirement Fund		25 MoReg 1716	25 MoReg 2835	
16 CSR 50-10.040	The County Employees' Retirement Fund		25 MoReg 1717	25 MoReg 2836	
16 CSR 50-10.050	The County Employees' Retirement Fund		25 MoReg 1717	25 MoReg 2836	
16 CSR 50-10.060	The County Employees' Retirement Fund		25 MoReg 1718	25 MoReg 2837	
16 CSR 50-10.070	The County Employees' Retirement Fund		25 MoReg 1719	25 MoReg 2837	
16 CSR 50-10.080	The County Employees' Retirement Fund		25 MoReg 1719	25 MoReg 2837	
16 CSR 50-10.090	The County Employees' Retirement Fund		25 MoReg 1720	25 MoReg 2837	
16 CSR 50-20.010	The County Employees' Retirement Fund		25 MoReg 1720	25 MoReg 2837	
16 CSR 50-20.020	The County Employees' Retirement Fund		25 MoReg 1721	25 MoReg 2837	
16 CSR 50-20.030	The County Employees' Retirement Fund		25 MoReg 1722	25 MoReg 2838	
16 CSR 50-20.050	The County Employees' Retirement Fund		25 MoReg 1722	25 MoReg 2838	
16 CSR 50-20.060	The County Employees' Retirement Fund		25 MoReg 1723	25 MoReg 2838	
16 CSR 50-20.070	The County Employees' Retirement Fund		25 MoReg 1723	25 MoReg 2838	
16 CSR 50-20.080	The County Employees' Retirement Fund		25 MoReg 1724	25 MoReg 2839	
16 CSR 50-20.090	The County Employees' Retirement Fund		25 MoReg 1724	25 MoReg 2839	
16 CSR 50-20.100	The County Employees' Retirement Fund		25 MoReg 1725	25 MoReg 2839	
16 CSR 50-20.110	The County Employees' Retirement Fund		25 MoReg 1725	25 MoReg 2839	
<b>DEPARTMENT OF HEALTH</b>					
19 CSR 10-4.020	Office of the Director	25 MoReg 2512	25 MoReg 2552		
19 CSR 10-5.010	Office of the Director		25 MoReg 2554		
19 CSR 20-20.080	Division of Environmental Health and Communicable Disease Prevention	25 MoReg 1683R	25 MoReg 1738R	25 MoReg 2839R	
19 CSR 30-24.020	Division of Health Standards and Licensure		25 MoReg 1851	25 MoReg 2913	
19 CSR 30-40.302	Division of Health Standards and Licensure		This Issue		
19 CSR 30-80.010	Division of Health Standards and Licensure	25 MoReg 2629	25 MoReg 2669		
19 CSR 30-80.020	Division of Health Standards and Licensure	25 MoReg 2629	25 MoReg 2670		
19 CSR 30-80.030	Division of Health Standards and Licensure	25 MoReg 2630	25 MoReg 2670		
19 CSR 30-80.040	Division of Health Standards and Licensure	25 MoReg 2631	25 MoReg 2675		
19 CSR 60-50.300	Missouri Health Facilities Review		25 MoReg 206	25 MoReg 1647	
19 CSR 60-50.420	Missouri Health Facilities Review			25 MoReg 1796	
				25 MoReg 2013	
				25 MoReg 2254	
				25 MoReg 2477	
				25 MoReg 2599	
				25 MoReg 2745	
				25 MoReg 2914	
19 CSR 60-50.470	Missouri Health Facilities Review		25 MoReg 207		
19 CSR 70-21.010	Division of Chronic Disease Prevention and Health Promotion		25 MoReg 1851R	25 MoReg 2743R	
			25 MoReg 1852	25 MoReg 2743	
<b>DEPARTMENT OF INSURANCE</b>					
20 CSR	Medical Malpractice			23 MoReg 514	
				24 MoReg 682	
				25 MoReg 597	
	Sovereign Immunity Limits			25 MoReg 724	
				This Issue	
20 CSR 200-1.160	Financial Examination		25 MoReg 1871	25 MoReg 2743	
20 CSR 400-1.130	Life, Annuities and Health		25 MoReg 1978	25 MoReg 2744	
20 CSR 400-7.180	Life, Annuities and Health		25 MoReg 1895	This Issue	
20 CSR 500-6.700	Property and Casualty		25 MoReg 2446		
20 CSR 500-10.100	Property and Casualty		25 MoReg 2459		
20 CSR 500-10.300	Property and Casualty		25 MoReg 2459		

## Emergency Rules in Effect as of January 2, 2001

Expires

### Office of Administration

#### Commissioner of Administration

1 CSR 10-15.010 Cafeteria Plan . . . . . June 29, 2001

### Department of Agriculture

#### Division of Animal Health

2 CSR 30-10.010 Inspection of Meat and Poultry . . . . . April 1, 2001

### Department of Economic Development

#### State Board of Nursing

4 CSR 200-4.010 Fees . . . . . June 29, 2001

#### Division of Motor Carrier and Railroad Safety

4 CSR 265-10.030 Insurance . . . . . June 30, 2001

### Department of Transportation

#### Missouri Highways and Transportation Commission

7 CSR 10-10.010 Definitions . . . . . June 29, 2001

7 CSR 10-10.030 Rating Categories for Evaluating the Performance of a Contractor . . . . . June 29, 2001

7 CSR 10-10.040 Contractor Performance Questionnaire Used in Evaluating Contractor Performance . . . . . June 29, 2001

7 CSR 10-10.050 Procedure and Schedule for Completing the Contractor Performance Questionnaire . . . . . June 29, 2001

7 CSR 10-10.060 Explanation of Standard Deviation Rating System for all Contractors . . . . . June 29, 2001

7 CSR 10-10.070 Procedure for Annual Rating of Contractors . . . . . June 29, 2001

7 CSR 10-10.080 Determination of Nonresponsibility . . . . . June 29, 2001

7 CSR 10-10.090 Reservation of Rights to Recommend or Declare Persons or Contractors  
Nonresponsible on Other Grounds . . . . . June 29, 2001

### Department of Labor and Industrial Relations

#### Missouri Assistive Technology Advisory Council

8 CSR 70-1.010 Telecommunications Access Program . . . . . February 23, 2001

### Department of Mental Health

#### Certification Standards

9 CSR 30-4.042 Admission Criteria . . . . . February 22, 2001

### Department of Public Safety

#### Adjutant General

11 CSR 10-3.015 State Sponsored Missouri National Guard Member Educational Assistance Program . . . . February 23, 2001

#### Division of Fire Safety

11 CSR 40-5.120 Inspectors . . . . . March 2, 2001

#### Missouri Gaming Commission

11 CSR 45-4.380 Occupational License Application and Annual Fees . . . . . April 11, 2001

11 CSR 45-4.390 Occupational License Renewal . . . . . April 11, 2001

11 CSR 45-10.110 Licensee's Duty to Report Occupational Personnel . . . . . April 11, 2001

11 CSR 45-11.110 Refund—Claim for Refund . . . . . February 22, 2001

### Department of Revenue

#### Director of Revenue

12 CSR 10-41.010 Adjusted Rate of Interest . . . . . June 29, 2001

### Department of Social Services

#### Division of Aging

13 CSR 15-10.070 Alzheimer's Demonstration Projects . . . . . February 1, 2001

13 CSR 15-15.045 Standards and Requirements for Residential Care Facilities II Which Provide  
Services to Residents with Alzheimer's Disease or Other Dementia . . . . . June 30, 2001

#### Division of Family Services

13 CSR 40-19.020 Low Income Home Energy Assistance Program . . . . . March 28, 2001

13 CSR 40-31.050 Child Fatality Review Process . . . . . June 29, 2001

13 CSR 40-32.020 Processing of Applications for State and Federal Funds for Providing Child Care Services . . . June 29, 2001

#### Legal Services

13 CSR 45-2.010 Organization and Operation . . . . . June 29, 2001

#### Division of Medical Services

13 CSR 70-10.015 Prospective Reimbursement Plan for Nursing Facility Services . . . . . January 24, 2001

13 CSR 70-10.050 Pediatric Nursing Care Plan . . . . . January 24, 2001

13 CSR 70-10.080	Prospective Reimbursement Plan for HIV Nursing Facility Services	January 24, 2001
13 CSR 70-10.150	Enhancement Pools	May 11, 2001
13 CSR 70-15.010	Inpatient Hospital Services Reimbursement Plan; Outpatient Hospital Services Reimbursement Methodology	March 2, 2001
13 CSR 70-20.031	List of Excludable Drugs for Which Prior Authorization is Required	May 29, 2001
13 CSR 70-20.034	List of Non-Excludable Drugs for Which Prior Authorization is Required	May 29, 2001
13 CSR 70-20.045	Thirty-One (31) Day Supply Maximum Restriction of Pharmacy Services Reimbursed by the Division of Medical Services	May 29, 2001

## Elected Officials

### Secretary of State

15 CSR 30-4.010	Postcard Voter Application and Forms	April 3, 2001
15 CSR 30-45.040	Missouri Historical Records Advisory Board (MHRAB) Regrant Program Administration	June 29, 2001

### State Auditor

15 CSR 40-3.100	Revision of Property Tax Rates by School Districts	February 22, 2001
15 CSR 40-3.110	Revision of Property Tax Rates by Political Subdivisions Other Than School Districts	February 22, 2001
15 CSR 40-3.120	Calculation and Revision of Property Tax	February 22, 2001

### Attorney General

15 CSR 60-10.010	Definitions	February 23, 2001
15 CSR 60-10.020	Report to Attorney General by Law Enforcement Agencies	February 23, 2001
15 CSR 60-10.030	Reporting Forms	February 23, 2001

## Department of Health

### Office of the Director

19 CSR 10-4.020	J-1 Visa Waiver Program	March 27, 2001
-----------------	-------------------------	----------------

### Division of Environmental Health and Communicable Disease Prevention

19 CSR 20-20.100	Tuberculosis Testing for Residents and Workers in Long-Term Care Facilities and State Correctional Centers	February 22, 2001
19 CSR 20-28.040	Day Care Immunization Rule	February 22, 2001

### Division of Health Standards and Licensure

19 CSR 30-80.010	Definitions	June 29, 2001
19 CSR 30-80.020	General	June 29, 2001
19 CSR 30-80.030	Child-Care and Elder-Care Worker	June 29, 2001
19 CSR 30-80.040	Updates and Appeals of Registry Information	June 29, 2001

## Missouri Consolidated Health Care Plan

### Health Care Plan

22 CSR 10-2.010	Definitions	June 29, 2001
22 CSR 10-2.010	Definitions	June 29, 2001
22 CSR 10-2.020	Membership Agreement and Participation Period	June 29, 2001
22 CSR 10-2.020	Membership Agreement and Participation Period	June 29, 2001
22 CSR 10-2.040	Indemnity Plan Summary of Medical Benefits	June 29, 2001
22 CSR 10-2.040	Indemnity Plan Summary of Medical Benefits	June 29, 2001
22 CSR 10-2.045	Co-Pay Plan Summary of Medical Benefits	June 29, 2001
22 CSR 10-2.050	Indemnity Plan Benefit Provisions and Covered Charges	June 29, 2001
22 CSR 10-2.050	PPO Plan Benefit Provisions and Covered Charges	June 29, 2001
22 CSR 10-2.055	Co-Pay Plan Benefit Provisions and Covered Charges	June 29, 2001
22 CSR 10-2.060	Indemnity Plan Limitations	June 29, 2001
22 CSR 10-2.060	PPO and Co-Pay Plan Limitations	June 29, 2001
22 CSR 10-2.063	HMO/POS/POS98 Summary of Medical Benefits	June 29, 2001
22 CSR 10-2.063	HMO/POS/ Premium Option Summary of Medical Benefits	June 29, 2001
22 CSR 10-2.064	HMO/POS/ Standard Option Summary of Medical Benefits	June 29, 2001
22 CSR 10-2.065	Staff Model Summary of Medical Benefits	June 29, 2001
22 CSR 10-2.067	HMO and POS Limitations	June 29, 2001
22 CSR 10-2.070	Coordination of Benefits	June 29, 2001
22 CSR 10-2.070	Coordination of Benefits	June 29, 2001
22 CSR 10-2.075	Review and Appeals Procedure	June 29, 2001
22 CSR 10-2.075	Review and Appeals Procedure	June 29, 2001
22 CSR 10-2.080	Miscellaneous Provisions	June 29, 2001
22 CSR 10-2.080	Miscellaneous Provisions	June 29, 2001

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

## ACCOUNTANCY, STATE BOARD OF

limited liability companies; 4 CSR 10-2.085; 10/2/00  
ownership, CPA firms; 4 CSR 10-2.095; 10/2/00  
professional corporations; 4 CSR 10-2.090; 10/2/00

## ACUPUNCTURIST ADVISORY COMMITTEE

applicants; 4 CSR 15-3.010; 10/2/00  
application; 4 CSR 15-2.010; 10/2/00  
code of ethics; 4 CSR 15-3.020; 10/2/00  
complaint handling; 4 CSR 15-5.010; 10/2/00  
conduct, professional; 4 CSR 15-3.030; 10/2/00  
definitions; 4 CSR 15-1.010; 10/2/00  
fees; 4 CSR 15-1.040; 10/2/00  
investigation; 4 CSR 15-5.020; 10/2/00  
license renewal; 4 CSR 15-2.030; 10/2/00  
name, address changes; 4 CSR 15-1.030; 10/2/00  
reciprocity; 4 CSR 15-2.020; 10/2/00  
reinstatement; 4 CSR 15-2.040; 10/2/00  
supervision  
    acupuncturist trainees; 4 CSR 15-4.020; 10/2/00  
    auricular detox technicians; 4 CSR 15-4.010; 10/2/00  
titling; 4 CSR 15-1.020; 10/2/00

## ADJUTANT GENERAL

certification; 11 CSR 10-12.060; 7/3/00, 10/16/00  
continuing education; 11 CSR 10-12.050; 7/3/00, 10/16/00  
definitions; 11 CSR 10-12.020; 7/3/00, 10/16/00  
educational assistance; 11 CSR 10-3.015; 9/1/00, 12/15/00  
exemption, waiver; 11 CSR 10-12.040; 7/3/00, 10/16/00  
National Guard  
    trust fund; 11 CSR 10-1.020; 10/16/00  
organization; 11 CSR 10-12.010; 7/3/00, 10/16/00  
    general; 11 CSR 10-1.010; 9/1/00, 12/15/00  
training; 11 CSR 10-12.030; 7/3/00, 10/16/00  
WWII veteran's recognition program; 11 CSR 10-5.010;  
    10/16/00  
    award fund; 11 CSR 10-5.015; 10/16/00

## AGING, DIVISION OF

Alzheimer's project; 13 CSR 15-10.070; 5/15/00, 10/2/00  
appeals; 13 CSR 15-4.090; 10/2/00  
area agency  
    director; 13 CSR 15-4.135; 10/2/00  
    election procedures; 13 CSR 15-4.105; 10/2/00  
    fiscal management; 13 CSR 15-4.170; 10/2/00  
    governing body; 13 CSR 15-4.100; 10/2/00  
    plan; 13 CSR 15-4.140; 10/2/00  
    review and submission; 13 CSR 15-4.160; 10/2/00  
    service delivery system; 13 CSR 15-4.190; 10/2/00  
    subgrants, contracts; 13 CSR 15-4.200; 10/2/00  
certification; 13 CSR 15-9.010; 1/2/01  
corporate eldercare; 13 CSR 15-4.310; 10/2/00  
definitions; 13 CSR 15-7.005; 6/15/00, 10/2/00; 13 CSR 15-  
    4.010; 10/2/00  
funding acquisition; 13 CSR 15-4.175; 10/2/00  
information, assistance; 13 CSR 15-4.290; 10/2/00  
    service standards; 13 CSR 15-7.050; 10/2/00  
legal assistance; 13 CSR 15-4.270; 10/2/00  
multipurpose senior center; 13 CSR 15-4.230; 10/2/00  
nutrition service requirements; 13 CSR 15-4.240; 13 CSR 15-  
    7.060; 6/15/00, 10/2/00  
record keeping, confidentiality; 13 CSR 15-4.300; 10/2/00

requirements, all service providers; 13 CSR 15-7.010; 10/2/00  
standards residential care facilities II; 13 CSR 15-15.045; 6/1/00,  
state plan; 13 CSR 15-4.040; 10/2/00  
transportation service standards; 13 CSR 15-7.040; 10/2/00  
waivers; 13 CSR 15-4.150; 10/2/00  
withdrawal of designation; 13 CSR 15-4.080; 10/2/00

## AGRICULTURE, DEPARTMENT OF

fuel ethanol producer incentive program; 2 CSR 110-1.010;  
    7/17/00, 11/1/00

## AIR QUALITY, POLLUTION

emissions  
    aerospace manufacture; 10 CSR 10-2.025; 9/15/00  
    hazardous air pollutants; 10 CSR 10-6.080; 6/15/00, 11/1/00  
    industrial processes, 10 CSR 10-2.030; 9/15/00  
    industrial surface coatings; 10 CSR 10-5.330; 7/3/00,  
        12/1/00  
    lead smelter-refinery installations; 10 CSR 10-6.120;  
        9/15/00  
    particulate matter; 10 CSR 10-3.050, 10 CSR 10-4.030;  
        10 CSR 10-5.050; 9/15/00  
    solvent cleanup operations; 10 CSR 10-2.215; 10/2/00  
    submission of data, fees; 10 CSR 10-6.110; 5/15/00, 10/2/00  
incinerators; 10 CSR 10-6.200; 11/15/00  
maximum achievable control technology; 10 CSR 10-6.075;  
    6/15/00, 11/1/00  
    waiver; 10 CSR 10-5.375; 9/15/00  
new source performance; 10 CSR 10-6.070; 6/15/00, 11/1/00  
operating permits; 10 CSR 10-6.065; 5/1/00  
petroleum, control of; 10 CSR 10-2.260; 1/2/01  
reference methods; 10 CSR 10-6.040; 11/15/00  
Reid vapor pressure; 10 CSR 10-2.330; 11/1/00

## ANIMAL HEALTH

inspection of meat and poultry; 2 CSR 30-10.010; 10/16/00  
    1/2/01

## ARCHITECTS, PROFESSIONAL ENGINEERS, PROFESSIONAL LAND SURVEYORS

fees; 4 CSR 60-6.015; 1/2/01  
reexamination fees; 4 CSR 30-6.020; 1/2/01

## ASSISTIVE TECHNOLOGY PROGRAM

telecommunication access; 8 CSR 70-1.010; 9/1/00, 12/15/00

## ATHLETIC TRAINERS, REGISTRATION OF

applicants; 4 CSR 150-6.020; 3/1/00, 8/15/00, 11/15/00  
examination; 4 CSR 150-6.025; 3/1/00, 8/15/00, 11/15/00  
name, address, physician changes; 4 CSR 150-6.070; 3/1/00,  
    8/15/00, 11/15/00  
registration; 4 CSR 150-6.030; 3/1/00, 8/15/00, 11/15/00  
renewal; 4 CSR 150-6.060; 3/1/00, 8/15/00, 11/15/00

## ATTORNEY GENERAL, OFFICE OF THE

no-call database  
    access; 15 CSR 60-13.060; 10/16/00  
    carrier may revoke notice; 15 CSR 60-13.050; 10/16/00  
    change of telephone number; 15 CSR 60-13.040; 10/16/00  
    definitions; 15 CSR 60-13.010; 10/16/00  
    notice of objection; 15 CSR 60-13.020; 10/16/00  
    duration; 15 CSR 60-13.030; 10/16/00

other matters; 15 CSR 60-13.070; 10/16/00  
reporting motor vehicle stops  
definitions; 15 CSR 60-10.010; 9/15/00  
forms; 15 CSR 60-10.030; 9/15/00  
law enforcement agencies; 15 CSR 60-10.020; 9/15/00

#### **AUDITOR, OFFICE OF THE STATE**

calculation and revision of property tax; 15 CSR 40-3.120;  
8/15/00  
control of fixed assets; 15 CSR 40-2.031; 6/15/00  
revision of property tax rates  
other than school districts; 15 CSR 40-3.110; 8/15/00  
school districts; 15 CSR 40-3.100; 8/15/00

#### **BARBER EXAMINERS, STATE BOARD OF**

fees; 4 CSR 60-1.025; 1/2/01  
identification; 4 CSR 60-1.030; 1/2/01  
sanitation; 4 CSR 60-4.015; 1/2/01

#### **BINGO**

electronic bingo card monitoring device; 11 CSR 45-30.600;  
11/15/00

#### **BLIND, REHABILITATION SERVICES FOR THE**

prevention of blindness program; 13 CSR 40-91.030; 9/15/00

#### **CANCER**

reporting of cases; 19 CSR 70-21.010; 7/17/00, 11/15/00

#### **CEMETERIES, ENDOWED CARE**

advisory committee; 4 CSR 65-1.020; 5/15/00, 9/1/00  
complaint handling, disposition; 4 CSR 65-1.050; 5/15/00, 9/1/00  
converting to nonendowed; 4 CSR 65-2.020; 5/15/00, 9/1/00  
definitions; 4 CSR 65-1.030; 5/15/00, 9/1/00  
election to operate; 4 CSR 65-2.030; 5/15/00, 9/1/00  
fees; 4 CSR 65-1.060; 5/15/00, 9/1/00  
land surveyor's statement, location; 4 CSR 65-2.040; 5/15/00,  
9/1/00  
name, address changes; 4 CSR 65-1.040; 5/15/00, 9/1/00

#### **CHILD SUPPORT ENFORCEMENT**

cooperation requirement; 13 CSR 30-8.010; 5/1/00, 9/1/00  
obligation guidelines; 13 CSR 30-5.010; 7/17/00, 11/1/00,  
12/15/00  
reimbursable expenditures; 13 CSR 30-3.010; 7/17/00, 11/1/00

#### **CHIROPRACTIC EXAMINERS, STATE BOARD OF**

corporations, professional; 4 CSR 70-2.100; 4/17/00, 9/15/00  
examination; 4 CSR 70-2.050; 4/17/00, 9/15/00  
fees; 4 CSR 70-2.090; 5/15/00, 9/15/00  
license renewal, annual; 4 CSR 70-2.080; 5/15/00, 9/15/00  
Meridian therapy, acupuncture, acupuncture; 4 CSR 70-2.031;  
5/15/00, 9/15/00

#### **CLEAN WATER COMMISSION**

certification, operators; 10 CSR 20-14.020; 12/15/00  
concentrated animal feeding operation; 10 CSR 20-14.010;  
12/15/00  
operator training; 10 CSR 20-14.030; 12/15/00  
fees; 10 CSR 20-6.011; 12/15/00  
water quality certification; 10 CSR 20-6.060; 12/15/00

#### **COMMUNICABLE DISEASES**

definitions; 19 CSR 20-20.010; 7/3/00, 10/16/00  
duties of laboratories; 19 CSR 20-20.080; 7/3/00, 10/16/00,  
12/1/00  
HIV test consultation, reporting; 19 CSR 20-26.030; 7/3/00,  
10/16/00

physician; 19 CSR 20-26.040; 7/3/00, 10/16/00  
immunization, day care; 19 CSR 20-28.040; 7/17/00, 10/16/00  
notification; 19 CSR 20-26.070; 7/3/00, 10/16/00  
reporting; 19 CSR 20-20.020; 7/3/00, 10/16/00  
tuberculosis testing; 19 CSR 20-20.100; 7/17/00, 10/16/00

#### **CONSERVATION COMMISSION**

areas; 3 CSR 10-4.115; 9/1/00, 11/15/00  
deer; 3 CSR 10-7.435; 9/1/00, 11/15/00  
falconry; 3 CSR 10-9.442; 10/2/00  
fish, other; 3 CSR 10-6.550; 7/3/00, 9/15/00  
migratory game birds; 3 CSR 10-7.440; 10/2/00  
permits  
nonresident landowner firearms  
archer's hunting; 3 CSR 10-5.580; 9/1/00, 11/15/00  
any-deer hunting; 3 CSR 10-5.576; 9/1/00, 11/15/00  
deer hunting; 3 CSR 10-5.575; 9/1/00, 11/15/00  
first bonus deer hunting; 3 CSR 10-5.577; 9/1/00,  
11/15/00  
second bonus deer hunting; 3 CSR 10-5.578; 9/1/00,  
11/15/00  
turkey hunting; 3 CSR 10-5.579; 9/1/00, 11/15/00  
required; 3 CSR 10-5.205; 11/1/00  
signed and carried; 3 CSR 10-5.210; 6/1/00  
trout; 3 CSR 10-5.430; 7/3/00, 9/15/00  
turkeys; 3 CSR 10-7.455; 9/1/00, 11/15/00, 1/2/01

#### **CONTROLLED SUBSTANCES, REGULATED CHEMICALS**

administering in emergency room; 19 CSR 30-1.068; 5/15/00,  
10/16/00  
definitions; 19 CSR 30-1.011; 5/15/00, 10/16/00; 19 CSR 30-  
2.010; 5/15/00, 9/15/00  
dispensing  
by individual practitioners; 19 CSR 30-1.066; 5/15/00,  
10/16/00  
Schedule II, emergency; 19 CSR 30-1.070; 5/15/00,  
10/16/00  
Schedule V; 19 CSR 30-1.072; 5/15/00, 10/16/00  
without a prescription; 19 CSR 30-1.074; 5/15/00, 10/16/00  
disposing of unwanted substances; 19 CSR 30-1.036, 19 CSR  
30-1.078; 5/15/00, 10/16/00  
emergency distribution by pharmacy; 19 CSR 30-1.076; 5/15/00,  
10/16/00  
excepted substances; 19 CSR 30-1.004, 19 CSR 30-1.020;  
5/15/00, 10/16/00  
excluded veterinary anabolic steroid implant products; 19 CSR  
30-1.008; 5/15/00, 10/16/00  
exempt anabolic steroid products; 19 CSR 30-1.006, 19 CSR  
30-1.025; 5/15/00, 10/16/00  
fees; 19 CSR 30-1.013; 5/15/00, 10/16/00  
hearing procedures; 19 CSR 30-1.033; 5/15/00, 10/16/00  
inventory requirements; 19 CSR 30-1.042; 5/15/00, 10/16/00  
investigative, administrative procedures; 19 CSR 30-1.027;  
5/15/00, 10/16/00  
lawful prescribing, dispensing, administering; 19 CSR 30-1.060;  
5/15/00, 10/16/00  
list of regulated chemicals; 19 CSR 30-2.020; 5/15/00, 9/15/00  
manufacturers, distributors, importers, exporters; 19 CSR  
30-1.046; 5/15/00, 10/16/00  
physical security; 19 CSR 30-1.031; 5/15/00, 10/16/00  
prescribing, dispensing, administering; 19 CSR 30-1.035;  
5/15/00, 10/16/00  
prescriptions; 19 CSR 30-1.062; 5/15/00, 10/16/00  
partial filling, Schedule II; 19 CSR 30-1.064; 5/15/00,  
10/16/00  
records  
chemical analysts; 19 CSR 30-1.050; 5/15/00, 10/16/00

long-term care facilities; 19 CSR 30-1.052; 5/15/00, 10/16/00  
practitioners, researchers; 19 CSR 30-1.048; 5/15/00, 10/16/00  
regulated chemicals; 19 CSR 30-2.080; 5/15/00, 9/15/00  
requirements; 19 CSR 30-1.041; 5/15/00, 10/16/00  
    general; 19 CSR 30-1.044; 5/15/00, 10/16/00  
registration  
    changes; 19 CSR 30-1.023; 5/15/00, 10/16/00; 19 CSR 30-2.060; 5/15/00, 9/15/00  
    fees; 19 CSR 30-2.030; 5/15/00, 9/15/00  
        3 year cycle; 19 CSR 30-1.015; 5/15/00, 10/16/00  
    location; 19 CSR 30-1.019; 5/15/00, 10/16/00  
    process; 19 CSR 30-1.017; 5/15/00, 10/16/00; 19 CSR 30-2.040; 5/15/00  
    requirements; 19 CSR 30-1.030; 5/15/00, 10/16/00  
    separate; 19 CSR 30-1.026; 5/15/00, 10/16/00; 19 CSR 30-2.070; 5/15/00, 9/15/00  
schedules of controlled substances; 19 CSR 30-1.002, 19 CSR 30-1.010; 5/15/00, 10/16/00  
security for  
    nonpractitioners; 19 CSR 30-1.032; 5/15/00, 10/16/00  
    practitioners; 19 CSR 30-1.034; 5/15/00, 10/16/00  
    requirements, reports of theft; 19 CSR 30-2.090; 5/15/00, 9/15/00

#### **COSMETOLOGY, STATE BOARD OF**

fees; 4 CSR 90-13.010; 1/2/01  
shops; 4 CSR 90-4.010; 8/15/00, 12/1/00

#### **CREDIT UNIONS**

member business loans; 4 CSR 100-2.045; 4/17/00, 8/1/00  
12/15/00

#### **DENTAL BOARD, MISSOURI**

certification, dental specialists; 4 CSR 110-2.090; 5/15/00, 9/15/00

#### **DRIVERS LICENSE BUREAU RULES**

classes; 12 CSR 10-24.200, 8/1/00, 11/15/00  
deletion of convictions; 12 CSR 10-24.050; 6/1/00, 9/15/00  
instruction permits; 12 CSR 10-24.402; 11/15/00  
issuance of license  
    nondriver; 12 CSR 10-24.110; 7/3/00, 10/16/00  
    not received after mailing; 12 CSR 10-24.140; 7/3/00, 10/16/00  
    procedures; 12 CSR 10-24.070; 8/1/00, 11/15/00  
persons under age of 21; 12 CSR 10-24.100; 7/3/00, 10/16/00  
Privacy Protection Act; 12 CSR 10-24.460; 7/3/00, 11/1/00  
retesting requirements; 12 CSR 10-24.190; 8/1/00, 11/15/00  
Social Security number; 12 CSR 10-24.310; 7/3/00

#### **ELEMENTARY AND SECONDARY EDUCATION**

A+ schools program; 5 CSR 60-120.060 (changed to 5 CSR 50-350.040); 11/1/00  
certificate to teach  
    administrators; 5 CSR 80-800.220; 6/1/00, 10/2/00, 10/2/00  
    application; 5 CSR 80-800.200; 6/1/00, 10/2/00  
        adult education and literacy; 5 CSR 80-800.280; 6/1/00  
        alternative, special assignment; 5 CSR 80-800.260; 6/1/00, 10/2/00  
        individuals from another state; 5 CSR 80-800.210; 6/1/00, 10/2/00  
        pupil personnel services; 5 CSR 80-800.230; 6/1/00, 10/2/00  
        vocational-technical; 5 CSR 80-800.270; 6/1/00, 10/2/00  
    assessments, required; 5 CSR 80-800.380; 6/1/00, 10/2/00

classifications; 5 CSR 80-800.360; 6/1/00, 10/2/00  
content areas; 5 CSR 80-800.350; 6/1/00, 10/2/00  
fees; 5 CSR 80-800.370; 6/1/00, 10/2/00  
certification standards; 5 CSR 80-800.010; 6/1/00, 10/2/00  
Early Childhood Development Act; 5 CSR 50-270.010; 9/1/00, 1/2/01  
effectiveness of remediation; 5 CSR 30-345.011; 11/1/00  
extraordinary cost fund; 5 CSR 70-742.170; 9/1/00, 1/2/01  
grant award program  
    vocational-technical enhancement; 5 CSR 60-120.070; 8/15/00, 1/2/01  
professional education programs; 5 CSR 80-805.015; 9/1/00, 1/2/01  
    preliminary approval; 5 CSR 80-805.016; 9/1/00, 1/2/01  
read to be ready grant program; 5 CSR 50-378.100; 11/1/00  
reimbursement for education; 5 CSR 30-4.020; 8/15/00, 1/2/01  
school buses, operation; 5 CSR 30-261.010; 11/1/00  
transportation, pupils in other than school buses; 5 CSR 30-261.045; 5/1/00, 9/15/00  
veterans' education  
    approval of courses; 5 CSR 60-900.050; 8/15/00, 1/2/01  
workforce investment; 5 CSR 60-480.100; 8/15/00, 1/2/01

#### **ELEVATORS**

inspections, testing; 11 CSR 40-5.090; 10/2/00  
inspectors; 11 CSR 40-5.120; 9/15/00, 10/2/00  
installations, new; 11 CSR 40-5.050; 10/2/00  
registration; 11 CSR 40-5.040; 10/2/00  
safety codes for equipment; 11 CSR 40-5.065; 10/2/00

#### **EMERGENCY MEDICAL SERVICES**

regions, committees; 13 CSR 30-40.302; 1/2/01

#### **EMPLOYMENT SECURITY**

charges, copies, records; 8 CSR 10-2.020; 5/15/00, 9/1/00

#### **ENERGY ASSISTANCE**

home energy assistance; 13 CSR 40-19.020; 10/2/00

#### **FAMILY CARE SAFETY REGISTRY**

definitions; 19 CSR 30-80.010; 11/1/00  
general; 19 CSR 30-80.020; 11/1/00  
updates and appeals; 19 CSR 30-80.040; 11/1/00  
worker registration; 19 CSR 30-80.030; 11/1/00

#### **GAMING COMMISSION**

access to boat for employment; 11 CSR 45-17.015; 11/15/00  
cards, specifications; 11 CSR 45-5.183; 8/15/00, 1/2/01  
definitions; 11 CSR 45-1.090; 5/1/00, 9/15/00  
disciplinary actions, hearings; 11 CSR 45-31.005; 11/1/5/00  
occupational license  
    application, fees; 11 CSR 45-4.380; 11/15/00  
    duty to report; 11 CSR 45-10.110; 11/15/00  
    renewal; 11 CSR 45-4.390; 11/15/00  
payout percentage, progressive games; 11 CSR 45-5.075; 6/15/00, 10/16/00  
refund, claim for refund; 11 CSR 45-11.110; 7/3/00, 12/15/00  
revocation or suspension; 11 CSR 45-13.055; 9/1/99

#### **GEOLOGIST REGISTRATION, MISSOURI BOARD OF**

complaints, appeals, examination; 4 CSR 145-2.055; 8/15/00, 12/1/00  
licensure by reciprocity; 4 CSR 145-2.060; 8/15/00, 12/1/00  
registrant in-training; 4 CSR 145-2.070; 8/15/00, 12/1/00

**HEALTH MAINTENANCE ORGANIZATIONS (HMOs)**  
monitoring; 19 CSR 10-5.010; 10/16/00

**HIGHER EDUCATION**

eligibility, student loan; 6 CSR 10-2.030; 12/1/00  
proprietary schools; 6 CSR 10-5.010; 12/1/00

**HIGHWAYS AND TRANSPORTATION COMMISSION**

## adopt-a-highway program

agreement; 7 CSR 10-14.040; 3/15/00, 8/15/00, 12/15/00  
termination, modification; 7 CSR 10-14.060; 3/15/00,  
8/15/00, 12/15/00

application; 7 CSR 10-14.030; 3/15/00, 8/15/00, 12/15/00  
definitions; 7 CSR 10-14.020; 3/15/00, 8/15/00, 12/15/00  
purpose; 7 CSR 10-14.010; 3/15/00, 8/15/00, 12/15/00  
sign specifications; 7 CSR 10-14.050; 3/15/00, 8/15/00,  
12/15/00

## contractor performance rating system

annual rating; 7 CSR 10-10.070; 1/2/01  
categories; 7 CSR 10-10.030; 1/2/01  
definitions; 7 CSR 10-10.010; 1/2/01  
determination of nonresponsibility; 7 CSR 10-10.080;  
1/2/01

questionnaire; 7 CSR 10-10.040; 1/2/01  
completing; 7 CSR 10-10.050; 1/2/01

reservation of rights; 7 CSR 10-10.090; 1/2/01  
standard deviation; 7 CSR 10-10.060; 1/2/01

organization; 7 CSR 10-1.010; 7/17/00, 12/15/00

**HOSPITALS**

psychiatric, administration standards; 19 CSR 30-24.020;  
7/17/00, 12/15/00

**INDUSTRIAL MINERALS**

application; 10 CSR 40-10.020; 6/15/00

definitions; 10 CSR 40-10.100; 6/15/00

## permits

requirements; 10 CSR 40-10.010; 6/15/00  
review; 10 CSR 40-10.040; 6/15/00

**INSURANCE, DEPARTMENT OF**

definitions; 20 CSR 500-10.100; 10/2/00

medical malpractice award; 20 CSR; 3/1/99, 3/1/00

mortality tables; 20 CSR 400-1.130; 8/1/00, 11/15/00

sovereign immunity limits; 20 CSR; 3/15/00

standard for to establish credentials; 20 CSR 400-7.180; 7/17/00  
1/2/01

valuation, life insurance; 20 CSR 200-1.160; 7/17/00, 11/15/00

unfair acts or practices; 20 CSR 500-10.300; 10/2/00

workers' compensation managed care organizations; 20 CSR 500-  
6.700; 5/1/00, 10/2/00

**INTERPRETERS, MISSOURI STATE COMMITTEE OF**

fees; 4 CSR 232-1.040; 1/2/01

principles, general; 4 CSR 232 3.010; 1/2/01

**LABOR STANDARDS, DIVISION OF**

## prevailing wage rates

public works projects; 8 CSR 30-3.010; 5/1/00, 9/1/00,  
12/15/00

training wage; 8 CSR 30-4.030; 5/1/00, 9/1/00

**LAND RECLAMATION COMMISSION**

air resource protection; 10 CSR 40-3.240; 5/1/00, 9/15/00

auger mining; 10 CSR 40-4.020; 5/1/00, 9/15/00

backfilling and grading; 10 CSR 40-3.110; 5/1/00, 9/15/00

bond requirements; 10 CSR 40-7.011; 5/1/00, 9/15/00

casing and sealing of drill holes; 10 CSR 40-3.020; 5/1/00,  
9/15/00

coal exploration; 10 CSR 40-4.010; 5/1/00, 9/15/00

requirements; 10 CSR 40-6.020; 5/1/00, 9/15/00

coal processing plants; 10 CSR 40-4.050; 5/1/00, 9/15/00

definitions; 10 CSR 40-8.010; 5/1/00, 9/15/00

disposal of coal processing waste; 10 CSR 40-3.080; 5/1/00,  
9/15/00

duration, release of liability; 10 CSR 40-7.021; 5/1/00, 9/15/00

information on environmental resources; 10 CSR 40-6.040;  
5/1/00, 9/15/00

inspection, enforcement; 10 CSR 40-8.030; 5/1/00, 9/15/00

operations on prime farmland; 10 CSR 40-4.030; 5/1/00, 9/15/00

permits; 10 CSR 40-6.010; 5/1/00; 9/15/00

applications; 10 CSR 40-6.030; 5/1/00; 9/15/00

legal, financial, compliance; 10 CSR 40-6.100; 5/1/00,  
9/15/00

reclamation, operation plan; 10 CSR 40-6.120; 5/1/00,  
9/15/00

review, public participation, approval; 10 CSR 40-6.070;  
5/1/00, 9/15/00

reviews, revisions, renewals; 10 CSR 40-6.090; 5/1/00,  
9/15/00

special categories; 10 CSR 40-6.060; 5/1/00, 9/15/00

prohibitions, areas; 10 CSR 40-5.010; 5/1/00, 9/15/00

## protection

air resources; 10 CSR 40-3.090; 5/1/00, 9/15/00

hydrologic balance; 10 CSR 40-3.040; 5/1/00, 9/15/00

underground operations; 10 CSR 40-3.200; 5/1/00, 9/15/00

reclamation; 10 CSR 40-9.020; 5/1/00, 9/15/00

operations plan; 10 CSR 40-6.050; 5/1/00, 9/15/00

requirements, general; 10 CSR 40-8.070; 5/1/00, 9/15/00

revegetation; 10 CSR 40-3.120; 5/1/00, 9/15/00

underground operations; 10 CSR 40-3.270; 5/1/00, 9/15/00

road, transportation requirements; 10 CSR 40-3.140; 5/1/00,  
9/15/00

signs and markers; 10 CSR 40-3.010; 5/1/00, 9/15/00

small operator's assistance; 10 CSR 40-8.050; 5/1/00, 9/15/00

use of explosives; 10 CSR 40-3.050; 5/1/00, 9/15/00

**LANDSCAPE ARCHITECTURAL COUNCIL**

application; 4 CSR 196-2.020; 7/3/00, 10/16/00

business associations; 4 CSR 196-10.010; 7/3/00, 10/16/00

complaints; 4 CSR 196-7.010; 7/3/00, 10/16/00

examination; 4 CSR 196-5.020; 7/3/00, 10/16/00

adoption, admission; 4 CSR 196-5.010; 7/3/00, 10/16/00

passing score; 4 CSR 196-5.030; 7/3/00, 10/16/00

filing deadline; 4 CSR 196-2.010; 7/3/00, 10/16/00

organization; 4 CSR 196-1.020; 7/3/00, 10/16/00

registration; 4 CSR 196-6.010; 7/3/00, 10/16/00

seal, official; 4 CSR 196-8.010; 7/3/00, 10/16/00

**LOTTERY, STATE**

breakage; 12 CSR 40-85.150; 7/3/00, 10/16/00

licensees to read rules; 12 CSR 40-40.230; 10/2/00

## licenses

special events; 12 CSR 40-40.250; 10/2/00

non-sufficient funds checks/EFT debits; 12 CSR 40-20.030;  
10/2/00

## on-line game

contract provisions; 12 CSR 40-85.010; 7/3/00, 10/16/00

defined; 12 CSR 40-85.005; 7/3/00, 10/16/00

limitations; 12 CSR 40-85.060; 7/3/00, 10/16/00

payment of prizes; 12 CSR 40-85.080; 7/3/00, 10/16/00

prize amounts; 12 CSR 40-85.050; 7/3/00, 10/16/00

ticket validation; 12 CSR 40-85.030; 7/3/00, 10/16/00

pick-3 game; 12 CSR 40-85.110; 7/3/00, 10/16/00

prize amounts; 12 CSR 40-85.130; 7/3/00, 10/16/00

prize pool; 12 CSR 40-85.160; 7/3/00, 10/16/00

winning tickets; 12 CSR 40-85.120; 7/3/00, 10/16/00

prizes

claiming; 12 CSR 40-60.030; 10/2/00  
other than cash; 12 CSR 40-60.010; 10/2/00  
pull-tab game; 12 CSR 40-95.010; 7/3/00, 10/16/00  
times, drawing, selling; 12 CSR 40-85.140; 7/3/00, 10/16+/00

**MATERNAL, CHILD AND FAMILY HEALTH**

child, adult care food program; 19 CSR 40-5.050; 5/15/00,  
9/1/00

**MEDICAID**

copayment, pharmacy services; 13 CSR 70-4.051; 6/15/00,  
10/16/00  
disproportionate share hospitals; 13 CSR 70-15.010; 6/1/00,  
10/2/00, 11/1/00

drugs

31 day supply maximum; 13 CSR 70-20.045; 8/1/00,  
12/15/00, 1/2/01  
covered; 13 CSR 70-20.030; 8/1/00, 11/15/00  
excluded; 13 CSR 70-20.032; 8/1/00, 1/2/01  
with authorization; 13 CSR 70-20.031; 8/1/00,  
12/15/00, 1/2/01  
list of nonexcludable, prior authorization; 13 CSR 70-  
20.034; 8/1/00, 12/15/00, 1/2/01  
federal reimbursement allowance; 13 CSR 70-15.110; 4/17/00,  
9/15/00  
Title XIX provider enrollment; 13 CSR 70-3.020; 10/2/00

**MENTAL HEALTH, DEPARTMENT OF**

admission criteria; 9 CSR 30-4.042; 8/1/00, 12/1/00  
purchasing client services; 9 CSR 25-2.105; 12/1/00  
solicitation procedures; 9 CSR 25-2.305; 12/1/00

**MINORITY/WOMEN BUSINESS ENTERPRISE**

certification; 1 CSR 10-17.040; 5/1/00, 9/1/00  
participation in procurement process; 1 CSR 10-17.050; 5/1/00,  
9/1/00

**MOTOR VEHICLE**

filing report of accident; 12 CSR 10-25.050; 10/2/00  
financial responsibility  
failure to show proof of; 12 CSR 10-25.130; 10/2/00  
inoperable/stored vehicles; 12 CSR 10-25.140; 10/2/00  
sampling; 12 CSR 10-25.150; 10/2/00  
hearings; 12 CSR 10-25.030; 7/3/00, 10/16/00  
notice of lien; 12 CSR 10-23.446; 7/17/00

**MOTOR VEHICLE INSPECTION DIVISION**

glazing glass; 11 CSR 50-2.270; 10/16/00  
motorcycle inspection; 11 CSR 50-2.330; 10/16/00  
school bus inspection; 11 CSR 50-2.320; 10/16/00  
steering mechanisms; 11 CSR 50-2.200; 10/16/00

**NURSING HOME ADMINISTRATORS**

retired licensure status; 13 CSR 73-2.051; 12/1/00

**NURSING HOME PROGRAM**

enhancement pools; 13 CSR 70-10.150; 12/15/00  
nonstate-operated facilities; 13 CSR 70-10.030; 10/16/00  
pediatric care plan; 13 CSR 70-10.050; 8/1/00, 9/1/00, 1/2/01  
reimbursement  
allowance; 13 CSR 70-10.110; 4/3/00, 9/1/00  
nursing facility services; 13 CSR 70-10.015; 8/1/00, 9/1/00,  
11/15/00, 1/2/01  
HIV; 13 CSR 70-10.080; 8/1/00, 9/1/00, 1/2/01

**NURSING, STATE BOARD OF**

fees; 4 CSR 200-4.010; 7/3/00, 10/16/00

licensure; 4 CSR 200-4.020; 6/15/00, 10/2/00  
mandatory reporting; 4 CSR 200-4.040; 8/15/00, 12/1/00  
practical nursing

accreditation; 4 CSR 200-3.010; 1/2/01  
definitions; 4 CSR 200-3.001; 1/2/01  
performance, licensure exam; 4 CSR 200-3.180; 1/2/01  
programs  
discontinuing, reopening; 4 CSR 200-3.020; 1/2/01  
organization; 4 CSR 200-3.050; 1/2/01  
publication; 4 CSR 200-3.120; 1/2/01  
records; 4 CSR 200-3.110; 1/2/01  
sponsorship; 4 CSR 200-3.030; 1/2/01  
professional nursing  
accreditation; 4 CSR 200-2.010; 1/2/01  
definitions; 4 CSR 200-2.001; 1/2/01  
performance, licensure exam; 4 CSR 200-2.180; 1/2/01  
programs  
discontinuing, reopening; 4 CSR 200-2.020; 1/2/01  
organization; 4 CSR 200-2.050; 1/2/01  
publications; 4 CSR 200-2.120; 1/2/01  
records; 4 CSR 200-2.110; 1/2/01  
sponsorship; 4 CSR 200-2.030; 1/2/01

**OCCUPATIONAL THERAPY, MISSOURI BOARD OF**

application; 4 CSR 205-3.030; 7/3/00, 10/16/00  
license renewal; 4 CSR 205-3.040; 7/3/00, 10/16/00  
supervision, aides; 4 CSR 205-4.030; 10/2/00

**PARKS, DIVISION OF STATE**

definitions; 10 CSR 90-2.010; 12/1/00  
fencing on park-owned property; 10 CSR 90-2.070; 12/1/00  
management; 10 CSR 90-2.020; 12/1/00  
organized group camps; 10 CSR 90-2.050; 12/1/00  
outdoor education center; 10 CSR 90-2.060; 12/1/00  
property; 10 CSR 90-2.040; 12/1/00  
recreational activities; 10 CSR 90-2.030; 12/1/00

**PEACE OFFICER STANDARDS AND TRAINING PROGRAM (POST)**

certification  
eligibility; 11 CSR 75-3.020; 12/1/00  
requirements and terms; 11 CSR 75-3.030; 7/17/00, 11/1/00  
continuing education  
completion; 11 CSR 75-11.030; 9/15/00, 1/2/01  
course providers; 11 CSR 75-11.070; 9/15/00, 1/2/01  
failing to maintain requirements; 11 CSR 75-11.040;  
9/15/00, 1/2/01  
minimum requirements; 11 CSR 75-11.010; 9/15/00, 1/2/01  
trainee attendance, performance; 11 CSR 75-11.020;  
9/15/00, 1/2/01  
trainee attendance, performance; 11 CSR 75-6.020; 6/15/00,  
9/15/00  
training  
certifying basic courses; 11 CSR 75-6.030; 6/15/00, 10/2/00

**PERSONNEL ADVISORY BOARD AND DIVISION OF PERSONNEL**

hours of work and holidays; 1 CSR 20-5.010; 5/15/00, 9/15/00,  
12/15/00  
leaves of absence; 1 CSR 20-5.020; 5/15/00, 9/15/00, 12/15/00  
management training; 1 CSR 20-6.010; 12/15/00

**PHARMACY, STATE BOARD OF**

automated dispensing, storage systems; 4 CSR 220-2.900;  
12/1/00  
definitions and standards; 4 CSR 220-5.030; 12/1/00  
drug distributor licensing; 4 CSR 220-5.020; 12/1/00  
drug repackaging; 4 CSR 220-2.130; 9/1/00, 12/15/00



educational, licensing; 4 CSR 220-2.030; 12/1/00  
electronic data processing; 4 CSR 220-2.080; 4/17/00, 8/15/00,  
12/1/00  
electronic transmission of prescription data; 4 CSR 220-2.085;  
9/1/00, 12/15/00  
long-term care, prescriptions; 4 CSR 220-2.140; 9/1/00,  
12/15/00  
pharmacist-in-charge; 4 CSR 220-2.090; 12/1/00  
prescription requirements; 4 CSR 220-2.018; 12/1/00  
record confidentiality, disclosure; 4 CSR 220-2.300; 12/1/00  
transfer of prescription information for refill; 4 CSR 220-2.120;  
9/1/00, 12/15/00

**PHYSICAL THERAPISTS, AND ASSISTANTS**

applicants; 4 CSR 150-3.010; 10/2/00  
continuing education; 4 CSR 150-3.203; 8/15/00, 11/15/00,  
10/2/00  
fees; 4 CSR 150-3.080; 5/15/00, 9/1/00, 10/16/00  
assistants; 4 CSR 150-3.170; 10/16/00  
licensure; 4 CSR 150-3.170; 5/15/00, 9/1/00  
registration; 4 CSR 150-3.060; 10/16/00

**PHYSICIAN ASSISTANTS**

applicants; 4 CSR 150-7.300; 3/1/00, 8/15/00, 11/15/00  
late registration, reinstatement; 4 CSR 150-7.125; 3/1/00,  
8/15/00, 11/15/00  
fees; 4 CSR 150-7.200; 3/1/00, 8/15/00, 11/15/00  
grounds for discipline; 4 CSR 150-7.140; 3/1/00, 8/15/00,  
11/15/00  
licensure; 4 CSR 150-7.120; 3/1/00, 8/15/00, 11/15/00  
applicants; 4 CSR 150-7.100; 3/1/00, 8/15/00, 11/15/00  
renewal; 4 CSR 150-7.310; 3/1/00, 8/15/00, 11/15/00  
name, address changes, retirement; 4 CSR 150-7.122; 3/1/00,  
8/15/00, 11/15/00

**PHYSICIANS AND SURGEONS**

definitions; 4 CSR 150-2.001; 3/1/00, 8/15/00, 11/15/00  
examination; 4 CSR 150-2.005; 3/1/00, 8/15/00, 11/15/00  
fees; 4 CSR 150-2.080; 8/15/00, 11/15/00  
international medical graduates; 4 CSR 150-2.100; 3/1/00,  
8/15/00, 11/15/00  
J-1 visa waiver program; 19 CSR 10-4.020; 10/16/00  
temporary license to teach; 4 CSR 150-2.065; 3/1/00, 8/15/00,  
11/15/00

**PLANT INDUSTRIES**

participation, fee payment, penalties; 2 CSR 70-13.030; 10/2/00

**PSYCHOLOGISTS, STATE COMMITTEE OF**

educational requirements; 4 CSR 235-2.005; 7/3/00, 10/16/00

**PUBLIC DRINKING WATER PROGRAM**

classification of water systems; 10 CSR 60-14.010; 12/15/00  
operators  
certification of ; 10 CSR 60-14.020; 12/15/00  
training; 10 CSR 60-14.030; 12/15/00

**PUBLIC SERVICE COMMISSION**

modular unit inspection fee; 4 CSR 240-123.075; 10/16/00  
new manufactured homes  
inspection fee; 4 CSR 240-120.135; 10/16/00  
monthly reports; 4 CSR 240-120.130; 10/16/00  
pre-owned manufactured homes  
inspection fee; 4 CSR 240-121.185; 10/16/00  
monthly reports; 4 CSR 240-121.180; 10/16/00  
telecommunications companies  
surety instrument requirements; 4 CSR 240-32.110; 8/1/00,  
11/15/00

**PURCHASING AND MATERIALS MANAGEMENT**

definitions; 1 CSR 40-1.030; 5/1/00, 9/1/00  
organization; 1 CSR 40-1.010; 5/1/00, 9/1/00  
solicitation, receipt of bids; 1 CSR 40-1.050; 5/1/00, 9/1/00  
vendor registration; 1 CSR 40-1.060; 5/1/00, 9/1/00

**RESPIRATORY CARE, MISSOURI BOARD FOR**

continuing education; 4 CSR 255-4.010; 7/17/00, 11/1/00

**RETIREMENT SYSTEMS**

county employees deferred contribution plan  
accounts of participants; 16 CSR 50-20.060; 7/3/00,  
12/1/00  
death benefits; 16 CSR 50-20.080; 7/3/00, 12/1/00  
definitions; 16 CSR 50-20.020; 7/3/00, 12/1/00  
distribution of accounts; 16 CSR 50-20.070; 7/3/00,12/1/00  
establishment, purpose; 16 CSR 50-20.010; 7/3/00, 12/1/00  
limitation on deferral; 16 CSR 50-20.050; 7/3/00, 12/1/00  
merger of prior plan; 16 CSR 50-20.100; 7/3/00, 12/1/00  
miscellaneous 457 plans; 16 CSR 50-20.110; 7/3/00,  
12/1/00  
participation; 16 CSR 50-20.030; 7/3/00, 12/1/00  
plan administration; 16 CSR 50-20.090; 7/3/00, 12/1/00  
county employees defined contribution plan  
accounts of participants; 16 CSR 50-10.040; 7/3/00,  
12/1/00  
contributions; 16 CSR 50-10.030; 7/3/00, 12/1/00  
death benefits; 16 CSR 50-10.060; 7/3/00, 12/1/00  
definitions; 16 CSR 50-10.010; 7/3/00, 12/1/00  
distribution of accounts; 16 CSR 50-10.050; 7/3/00,  
12/1/00  
miscellaneous rules; 16 CSR 50-10.090; 7/3/00, 12/1/00  
participation; 16 CSR 50-10.020; 7/3/00, 12/1/00  
plan administration; 16 CSR 50-10.080; 7/3/00, 12/1/00  
vesting and service; 16 CSR 50-10.070; 7/3/00, 12/1/00  
county employees' retirement fund  
administration of fund; 16 CSR 50-2.160; 5/1/00, 11/1/00  
appeal process; 16 CSR 50-1.020; 5/1/00, 11/1/00  
benefits upon participant's death; 16 CSR 50-2.120; 5/1/00,  
11/1/00  
buyback of creditable service  
before creation of retirement system; 16 CSR  
50-3.040; 5/1/00, 11/1/00  
changes when retiree returns to employment; 16 CSR  
50-3.080; 5/1/00, 11/1/00  
early buyback; 16 CSR 50-3.090; 5/1/00, 11/1/00  
forfeiture of creditable service; 16 CSR 50-3.050;  
5/1/00, 11/1/00  
opt-out by member; 16 CSR 50-3.030; 5/1/00, 11/1/00  
special consultant; 16 CSR 50-3.060; 5/1/00, 11/1/00  
refunds; 16 CSR 50-3.070; 5/1/00, 11/1/00  
calculation of creditable service; 16 CSR 50-3.010; 5/1/00,  
11/1/00  
cost-of-living adjustment; 16 CSR 50-2.140; 5/1/00, 11/1/00  
definitions; 16 CSR 50-2.010; 5/1/00, 11/1/00  
direct rollover option; 16 CSR 50-2.130; 5/1/00, 11/1/00  
early retirement benefit; 16 CSR 50-2.100; 5/1/00, 11/1/00  
eligibility for benefits; 16 CSR 50-2.030; 5/1/00, 11/1/00  
eligibility, participation; 16 CSR 50-2.030; 5/1/00, 11/1/00  
employee contributions; 16 CSR 50-2.020; 5/1/00, 11/1/00  
normal retirement benefit; 16 CSR 50-2.090; 5/1/00,  
11/1/00  
open records policy; 16 CSR 50-1.030; 5/1/00, 11/1/00  
organization; 16 CSR 50-1.010; 5/1/00, 11/1/00  
payment of benefits; 16 CSR 50-2.035; 5/1/00, 11/1/00  
payroll contributions; 16 CSR 50-2.020; 5/1/00, 11/1/00  
purchase of prior creditable service; 16 CSR 50-3.020;  
5/1/00, 11/1/00

refund of contributions; 16 CSR 50-2.040; 5/1/00, 11/1/00  
rehires; 16 CSR 50-2.110; 5/1/00, 11/1/00  
separation from service before retirement; 16 CSR 50-2.020;  
5/1/00, 11/1/00  
service and compensation; 16 CSR 50-2.050; 5/1/00,  
11/1/00  
source of pension funds; 16 CSR 50-2.080; 5/1/00, 11/1/00  
survivorship rights, service requirements; 16 CSR 50-2.060;  
5/1/00, 11/1/00  
timing of applications, benefit state date; 16 CSR 50-2.035;  
5/1/00, 11/1/00  
transition rule, effective date; 16 CSR 50-2.150; 5/1/00,  
11/1/00  
Missouri local government employees (LAGERS)  
correction of errors; 16 CSR 20-2.060; 10/2/00  
hearings, proceedings; 16 CSR 20-3.010; 10/2/00  
Missouri state employees (MOSERS)  
appeals; 16 CSR 30-2.290; 4/17/00, 8/15/00  
    procedure for retirement; 16 CSR 30-2.240; 4/17/00,  
    8/15/00  
applications  
    long-term disability; 16 CSR 30-2.181; 4/17/00,  
    8/15/00  
    medical review; 16 CSR 30-2.190; 4/17/00, 8/15/00  
benefits; 16 CSR 30-2.220; 4/17/00, 8/15/00  
    denial, long-term; 16 CSR 30-2.241; 4/17/00, 8/15/00  
    effects; 16 CSR 30-2.242; 4/17/00, 8/15/00  
break-in-service; 16 CSR 30-2.270; 4/17/00, 8/15/00  
charges for documents; 16 CSR 30-2.130; 4/17/00, 8/15/00  
computation of credit; 16 CSR 30-2.140; 4/17/00, 8/15/00  
confidentiality of records; 16 CSR 30-2.120; 4/17/00,  
8/15/00  
cost-of-living allowance; 16 CSR 30-2.260; 4/17/00, 8/15/00  
creditable service for person restored to employment; 16  
CSR 30-2.300; 4/17/00, 8/15/00  
disability appeal procedure; 16 CSR 30-2.240; 4/17/00,  
8/15/00  
disparity in physician's opinions; 16 CSR 30-2.210; 4/17/00,  
8/15/00  
earning capacity rule; 16 CSR 30-2.250; 4/17/00, 8/15/00  
employee with more than one state job; 16 CSR 30-2.280;  
4/17/00, 8/15/00  
layoff status; 16 CSR 30-2.320; 4/17/00, 8/15/00  
military service  
    credit for; 16 CSR 30-2.030; 4/17/00, 8/15/00  
    purchase of; 16 CSR 30-2.031; 4/17/00, 8/15/00  
notification  
    sick leave; 16 CSR 30-2.040; 4/17/00, 8/15/00  
    retired member of election; 16 CSR 30-2.070; 4/17/00,  
    8/15/00  
    termination of active employment; 16 CSR 30-2.050;  
    4/17/00, 8/15/00  
optional life insurance; 16 CSR 30-2.310; 4/17/00, 8/15/00  
options in lieu of annuity; 16 CSR 30-2.285; 4/17/00,  
8/15/00  
refunds of premiums; 16 CSR 30-2.311; 4/17/00, 8/15/00  
use of sick leave, annual leave before disability; 16 CSR 30-  
2.160; 4/17/00, 8/15/00  
verification of service; 16 CSR 30-2.150; 4/17/00, 8/15/00  
nonteacher school employee  
    membership service credit; 16 CSR 10-6.040; 7/17/00  
    reinstatement, credit purchases; 16 CSR 10-6.045; 12/1/00  
public school retirement system  
    cost-of-living adjustment; 16 CSR 10-5.055; 10/2/00  
    reinstatement, credit purchases; 16 CSR 10-4.014; 10/2/00  
    service retirement; 16 CSR 10-6.060; 10/2/00

**SECRETARY OF STATE**

historical records; 15 CSR 30-45.040; 11/15/00

**SOLID WASTE MANAGEMENT**

district grants; 10 CSR 80-9.050; 1/14/00, 7/3/00  
financial assistance; 10 CSR 80-9.040; 1/14/99, 7/3/00

**SPEECH-LANGUAGE PATHOLOGISTS AND  
AUDIOLOGISTS**

applicants; 4 CSR 150-4.056; 10/2/00  
certificate  
    display of; 4 CSR 150-4.125; 3/1/00, 8/15/00, 11/15/00;  
    4 CSR 150-4.210; 3/1/00, 9/1/00  
    renewal; 4 CSR 150-4.130; 3/1/00, 8/15/00, 11/15/00;  
    4 CSR 150-4.215; 3/1/00, 9/1/00  
definitions; 4 CSR 150-4.051; 3/1/00, 8/15/00, 11/15/00  
    uniform functionally based; 4 CSR 150-4.200; 9/1/00  
educational requirements; 4 CSR 150-4.105; 3/1/00, 8/15/00,  
11/15/00  
fees; 4 CSR 150-4.060; 3/1/00, 8/15/00, 11/15/00  
licensure  
    provisional; 4 CSR 150-4.055; 3/1/00, 8/15/00, 11/15/00  
registration, process; 4 CSR 150-4.120; 3/1/00, 8/15/00,  
11/15/00; 4 CSR 150-4.205; 3/1/00, 9/1/00  
scope of practice; 4 CSR 150-4.115; 3/1/00, 8/15/00, 11/15/00;  
4 CSR 150-4.203; 3/1/00, 9/1/00  
supervision requirements; 4 CSR 150-4.110; 3/1/00, 8/15/00;  
11/15/00; 4 CSR 150-4.201; 3/1/00, 9/1/00

**TAXES**

annual adjusted rate of interest; 12 CSR 10-41.010; 12/1/00

**TAX, CITY SALES, TRANSPORTATION**

layaways; 12 CSR 10-5.010; 11/15/00  
refund procedures; 12 CSR 10-5.080; 6/1/00

**TAX COMMISSION, STATE**

collateral estoppel; 12 CSR 30-3.025; 9/1/00  
receipt of evidence; 12 CSR 30-3.075; 12/1/00

**TAX, SALES/USE**

accommodation to exempt organizations; 12 CSR 10-3.220;  
11/1/00  
accrual vs. cash basis of accounting; 12 CSR 10-103.560; 9/1/00  
12/15/00  
advertising  
    businesses; 12 CSR 10-3.590; 7/3/00, 10/16/00  
    signs; 12 CSR 10-3.172; 7/3/00, 10/16/00  
agricultural feed, feed additives; 12 CSR 10-3.278; 7/3/00,  
10/16/00  
animals purchased for feeding, breeding; 12 CSR 10-3.336;  
7/3/00, 10/16/00  
application required; 12 CSR 10-4.275; 6/1/00, 9/15/00  
    amended returns; 12 CSR 10-4.330; 6/1/00, 9/15/00  
automotive refinishers, painters; 12 CSR 10-3.058; 11/15/00  
bad debts; 12 CSR 10-3.524; 12/15/00  
    credit or refund; 12 CSR 10-115.100; 6/1/00, 9/15/00  
boats and outboard motors  
    titling, sales tax treatment; 12 CSR 10-3.834; 7/3/00,  
    10/16/00  
bonds; 12 CSR 10-104.020; 7/17/00, 11/1/00  
computing; 12 CSR 10-3.474; 11/1/00  
descriptions; 12 CSR 10-3.478; 11/1/00  
general examples; 12 CSR 10-3.472; 11/1/00  
replacement, suspended surety companies; 12 CSR 10-3.479;  
11/1/00

replacing or return of; 12 CSR 10-3.476; 11/1/00  
type of; 12 CSR 10-3.471; 11/15/00  
bulldozers, agricultural; 12 CSR 10-3.866; 7/3/00, 10/16/00  
ceramic shops; 12 CSR 10-3.080; 11/15/00  
certificate of deposit; 12 CSR 10-3.878; 11/1/00  
claim form; 12 CSR 10-4.260, 12 CSR 10-3.518; 6/1/00, 9/15/00  
computer software programs; 12 CSR 10-3.588; 12/15/00  
construction  
    aggregate; 12 CSR 10-3.030; 11/1/00  
    contractors; 12 CSR 10-3.028; 11/1/00  
contractors; 12 CSR 10-112.010; 7/17/00, 11/1/00  
dental laboratories; 12 CSR 10-3.156; 11/15/00  
drugs and medicines; 12 CSR 10-3.098; 6/1/00, 9/15/00  
exemption, ingredient, part; 12 CSR 10-110.200; 10/2/00  
fabrication, processing property; 12 CSR 10-3.032; 11/1/00  
farm machinery, equipment; 12 CSR 10-3.274; 7/3/00, 10/16/00  
filing requirements; 12 CSR 10-104.030; 8/1/00, 11/15/00  
fur and garment repairers; 12 CSR 10-3.084; 11/15/00  
furniture repairers, upholsterers; 12 CSR 10-3.082; 11/15/00  
garages, shops, service stations; 12 CSR 10-3.074; 11/15/00  
government  
    suppliers; 12 CSR 10-3.262; 7/3/00, 10/16/00  
gross receipts; 12 CSR 10-103.555; 10/2/00  
homes, manufactured; 12 CSR 10-103.370; 7/17/00, 11/15/00  
hotels, motels; 12 CSR 10-110.220; 7/17/00, 11/1/00  
isolated or occasional sales; 12 CSR 10-3.004; 7/3/00, 10/16/00  
    businesses; 12 CSR 10-3.005; 7/3/00, 10/16/00  
    examples; 12 CSR 10-3.006; 7/3/00, 10/16/00  
laundries, dry cleaners; 12 CSR 10-3.078; 11/15/00  
letters of credit; 12 CSR 10-3.844; 11/1/00  
letters of exemption; 12 CSR 10-110.950; 9/1/00, 12/15/00  
liquidation, partial; 12 CSR 10-3.007; 7/3/00, 10/16/00  
livestock  
    defined; 12 CSR 10-3.286; 7/3/00, 10/16/00  
maintenance, service contracts  
    without parts; 12 CSR 10-3.062; 11/15/00  
    with parts; 12 CSR 10-3.064; 11/15/00  
materials, packaging, shipping; 12 CSR 10-103.700; 10/2/00  
nonappropriated activities; 12 CSR 10-3.260; 7/3/00, 10/16/00  
non-reusable, reusable items; 12 CSR 10-3.898; 11/1/00  
optometrists, ophthalmologists, opticians; 12 CSR 10-3.154;  
    11/15/00  
orthopedic, prosthetic devices; 12 CSR 10-3.852; 6/1/00,  
    9/15/00  
pawnbrokers; 12 CSR 10-3.162; 11/15/00  
permanent resident defined; ; 12 CSR 10-3.216; 11/1/00  
photographers; 12 CSR 10-3.840; 11/15/00  
    photofinishers, photoengravers; 12 CSR 10-103.380;  
        8/1/00, 11/15/00  
physicians, dentists; 12 CSR 10-3.152; 11/15/00  
poultry; 12 CSR 10-3.284; 7/3/00, 10/16/00  
    sellers; 12 CSR 10-3.290; 7/3/00, 10/16/00  
rate changes; 12 10-3.131; 10/2/00  
refund, credit, application; 12 CSR 10-3.516; 6/1/00, 9/15/00  
    no interest; 12 CSR 10-3.528; 6/1/00, 9/15/00  
    procedure; 12 CSR 10-5.080; 12 CSR 10-11.150; 6/1/00,  
        9/15/00  
    rather than credit; 12 CSR 10-3.526, 12 CSR 10-4.265;  
        6/1/00, 9/15/00  
    who should request; 12 CSR 10-3.520, 12 CSR 10-4.255;  
        6/1/00, 9/15/00  
repair industries; 12 CSR 10-3.072; 11/15/00  
resale; 12 CSR 10-103.220; 11/1/00  
return required; 12 CSR 10-3.040; 1/14/00  
rooms, meals, drinks; 12 CSR 10-3.212; 11/1/00  
    complimentary; 12 CSR 10-3.214; 11/1/00  
sales of food; 12 CSR 10-110.990; 8/1/00, 12/15/00  
public carriers; 12 CSR 10-3.167; 12/15/00

seed, pesticides, fertilizers; 12 CSR 10-3.282; 7/3/00, 10/16/00  
seller  
    boats; 12 CSR 10-3.166; 7/3/00, 10/16/00  
    must charge correct rate; 12 CSR 10-3.210; 10/2/00  
service-oriented industries; 12 CSR 10-3.070; 11/15/00  
sheet metal, iron, cabinet works; 12 CSR 10-3.102; 11/1/00  
storage, temporary; 12 CSR 10-113.300; 7/17/00, 11/1/00  
students; 12 CSR 10-3.218; 11/1/00  
surety companies; 12 CSR 10-3.842; 11/1/00  
tangible property, services; 12 CSR 10-103.600; 7/17/00,  
    12/1/00  
tax computation; 12 CSR 10-103.800; 10/2/00  
transportation fares; 12 CSR 10-108.600; 7/17/00, 11/1/00  
unconstitutional; 12 CSR 10-3.530; 6/1/00, 9/15/00  
U.S. government  
    sales of; 12 CSR 10-3.248; 7/3/00, 10/16/00  
    suppliers; 12 CSR 10-3.332; 7/3/00, 10/16/00  
veterinary transactions; 12 CSR 10-3.850; 7/3/00, 10/16/00  
warehousemen; 12 CSR 10-3.054; 11/15/00  
watch, jewelry repairers; 12 CSR 10-3.090; 11/15/00  
water haulers; 12 CSR 10-3.186; 11/15/00

**TAX, STATE USE**

audit, no credit; 12 CSR 10-4.145; 7/3/00, 10/16/00  
bad debts credit; 12 CR 10-4.165; 12/15/00  
certificate of deposit; 12 CSR 10-4.632; 11/1/00  
change of rate; 12 CSR 10-4.624; 10/2/00  
delivery, freight, transportation charges; 12 CSR 10-4.634;  
    11/15/00  
license necessary; 12 CSR 10-4.070; 11/1/00  
responsibility to pay tax; 12 CSR 10-103.250; 12/15/00  
sales to contractors; 12 CSR 10-4.075; 11/1/00  
successor liability; 12 CSR 10-101.600; 12/15/00

**TELEPHONE EQUIPMENT PROGRAM**

adaptive telephone equipment; 8 CSR 5-1.010; 8/15/00

**TRANSPORTATION, DISADVANTAGED BUSINESS ENTERPRISE PROGRAM**

appeal; 7 CSR 10-8.101; 6/15/00, 10/16/00  
certifying, recertifying DBE firms; 7 CSR 10-8.051; 6/15/00,  
    10/16/00  
    procedures for; 7 CSR 10-8.030; 6/15/00, 10/16/00  
    renewal; 7 CSR 10-8.040; 6/15/00, 10/16/00  
challenge procedures; 7 CSR 10-8.050; 6/15/00, 10/16/00  
commercially useful function  
    failure to perform; 7 CSR 10-8.080; 6/15/00, 10/16/00  
    performance by DBE firm; 7 CSR 10-8.151; 6/15/00,  
        10/16/00  
complaints, ineligibility; 7 CSR 10-8.081; 6/15/00, 10/16/00  
confidentiality, financial; 7 CSR 10-8.161; 6/15/00, 10/16/00  
decertification procedures; 7 CSR 10-8.070; 6/15/00, 10/16/00  
definitions; 7 CSR 10-8.011, 7 CSR 10-8.020, 7 CSR 10-8.210;  
    6/15/00, 10/16/00  
department determination; 7 CSR 10-8.090; 6/15/00, 10/16/00  
directory, publication; 7 CSR 10-8.230; 6/15/00, 10/16/00  
effective date; 7 CSR 10-8.041; 6/15/00, 10/16/00  
eligibility to remove a firm; 7 CSR 10-8.091; 6/15/00, 10/16/00  
goals, contract; 7 CSR 10-8.121; 6/15/00, 10/16/00  
    participation credit; 7 CSR 10-8.131; 6/15/00, 10/16/00  
good faith efforts; 7 CSR 10-8.141; 6/15/00, 10/16/00  
governed, bound by program; 7 CSR 10-8.031; 6/15/00,  
    10/16/00  
information, general; 7 CSR 10-8.010, 7 CSR 10-8.021; 6/15/00,  
    10/16/00  
mentor-protege agreement; 7 CSR 10-8.060; 6/15/00, 10/16/00  
payment, record keeping, audit; 7 CSR 10-8.111; 6/15/00,  
    10/16/00

reporting, disclosure requirements; 7 CSR 10-8.071; 6/15/00,  
10/16/00  
set-aside program; 7 CSR 10-8.200; 6/15/00, 10/16/00  
bidding limitations; 7 CSR 10-8.250; 6/15/00, 10/16/00  
disqualification; 7 CSR 10-8.270; 6/15/00, 10/16/00  
goals, subcontracting; 7 CSR 10-8.260; 6/15/00, 10/16/00  
participation; 7 CSR 10-8.220; 6/15/00, 10/16/00  
retaining qualification; 7 CSR 10-8.240; 6/15/00, 10/16/00  
unified certification program; 7 CSR 10-8.061; 6/15/00, 10/16/00

**UNEMPLOYMENT INSURANCE**

lessor employing units; 8 CSR 10-4.160; 6/15/00, 10/2/00

**VETERINARY MEDICAL BOARD, MISSOURI**

examinations; 4 CSR 270-2.031; 9/1/00, 12/15/00  
reciprocity; 4 CSR 270-2.060; 9/1/00, 12/15/00  
reexamination; 4 CSR 270-2.041; 9/1/00, 12/15/00

**VOTERS**

postcard registration; 15 CSR 30-4.010; 10/16/00

**WEIGHTS AND MEASURES**

national type evaluation regulation; 2 CSR 90-21.060; 12/1/00

**WORKERS' COMPENSATION**

engineering, management program  
application; 8 CSR 50-7.050, 8 CSR 50-7.070; 7/3/00,  
12/1/00  
certification; 8 CSR 50-7.060; 7/3/00, 12/1/00

**WORKFORCE DEVELOPMENT**

application; 4 CSR 195-5.020; 4/17/00, 9/1/00  
employee/trainee eligibility; 4 CSR 195-5.030; 4/17/00, 9/1/00  
purpose, business eligibility; 4 CSR 195-5.010; 4/17/00, 9/1/00

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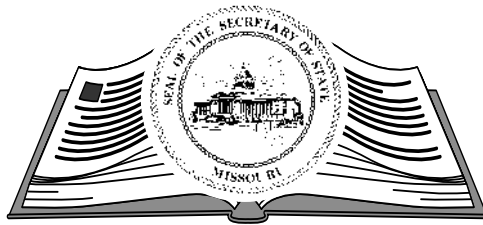
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