Volume 50. Number 4 Pages 273-328

February 18, 2025

MISSOUR, SALUS POPULI SUPREMA LEX ESTO ПП "The welfare of the people shall be the supreme law" REGISTER

Denny Hoskins 🛞 Secretary of State

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SECRETARY OF STATE Denny Hoskins

Administrative Rules Division James C. Kirkpatrick State Information Center 600 W. Main Jefferson City, MO 65101 (573) 751-4015

> Editor-in-Chief Curtis W. Treat

MANAGING EDITOR Stephanie Martin

PUBLICATION SPECIALIST II JACQUELINE D. WHITE

> Editor II Vonne Kilbourn

Editor II Jennifer Alex Moore

Administrative Aide III Tammy Winkelman

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MISSOURI



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

HOW TO CITE RULES AND RSMO

RULES

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

Title	CSR	Division	Chapter	Rule
3	Code of	10-	4	115
Department	State	Agency	General area	Specific area
	Regulations	division	regulated	regulated

and should be cited in this manner: 3 CSR 10-4.115.

Each department of state government is assigned a title. Each agency or division in the department is assigned a division number. The agency then groups its rules into general subject matter areas called chapters and specific areas called rules. Within a rule, the first breakdown is called a section and is designated as (1). Subsection is (A) with further breakdown into paragraphs 1., subparagraphs A., parts (I), subparts (a), items I. and subitems a.

The rule is properly cited by using the full citation; for example, 3 CSR 10-4.115, NOT Rule 10-4.115.

Citations of RSMo are to the *Missouri Revised Statutes* as of the date indicated.

Code and *Register* on the Internet

The Code of State Regulations and Missouri Register are available on the Internet.

The *Code* address is sos.mo.gov/adrules/csr/csr

The *Register* address is sos.mo.gov/adrules/moreg/moreg

These websites contain rulemakings and regulations as they appear in the Code and Registers.

EMERGENCY RULES

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

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

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

TITLE 5 – DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION Division 25 – Office of Childhood Chapter 200 – Child Care Subsidy

EMERGENCY RULE

5 CSR 25-200.095 Child Care Hearings

PURPOSE: This rule establishes an appeals and hearings process for Child Care Subsidy eligibility within the Department of Elementary and Secondary Education.

EMERGENCY STATEMENT: This emergency rule provides a process for appeal when an applicant's eligibility for child care subsidy has been denied or when there has been a change or overpayment for a child care subsidy participant. In the 2025 budget, child care subsidy appeals were transferred to the Department of Elementary and Secondary Education, and the Department of Elementary and Secondary Education does not have a regulation for the procedures to be used in these hearings. This emergency rule is necessary to protect a compelling government interest in providing an appeals process to participants and applicants of the child care subsidy program. As a result, Department of Elementary and Secondary Education finds a compelling governmental interest, which requires this emergency action. A proposed rule, which covers the same material, is published in this issue of the **Missouri Register**. The scope of this emergency rule is limited to the circumstances creating the emergency and complies with the protections extended in the **Missouri** and **United States Constitutions**. The Department of Elementary and Secondary Education believes this emergency rule is fair to all interested persons and parties under the circumstances. This emergency rule was filed January 7, 2025, becomes effective January 23, 2025, and expires July 21, 2025.

(1) The following procedures apply for any child care appeals from a participant/applicant whose child care subsidy eligibility has been denied or changed or who wishes to contest an overpayment.

(2) Content of Appeals. All appeals must -

(A) Be in writing;

(B) Include:

1. The full name, address, email address, and telephone number of the person appealing (petitioner), and any attorney representing the participant/applicant;

2. A written description of the specific grounds for the appeal; and

3. As far as practical, facts in numbered paragraphs stating the relief sought;

(C) Be signed by participant/applicant or participant/ applicant's legal counsel; and

(D) Be mailed to DESE Counsel, Department of Elementary and Secondary Education, PO Box 480, Jefferson City, MO 65102-0680 or emailed to Counsel@dese.mo.gov.

(3) Hearing Officers.

(A) A hearing officer appointed by the Commissioner of Education shall hear appeals from any child care subsidy participant/applicant whose child care subsidy eligibility has been denied or changed or who wishes to contest an overpayment.

(B) The hearing officer shall conduct all hearings in accordance with chapter 536, RSMo.

(C) The decision shall include, or be accompanied by, findings of fact and conclusions of law. The findings of fact shall be stated separately from the conclusions of law and shall include a concise statement of the findings on which the agency bases its order.

(D) The hearing officer shall deliver or mail their decision, findings of fact, and conclusions of law to each party, or his/ her attorney of record. The decision of the hearings officer shall be the final decision of the Department of Elementary and Secondary Education (department).

(4) Hearings.

(A) Hearings may be in person or by video conference.

(B) Notice.

1. The department shall serve upon all parties the notice of the place, date, and time upon which it will hold the hearing on the appeal. The department will send the notice by certified mail, by personal delivery, or by email.

2. The department shall provide at least ten (10) business days' notice to the parties that it will hold a hearing on the matters raised in the appeal.

3. The notice shall advise the parties to file all documents by mailing them to DESE Counsel, Department of Elementary and Secondary Education, PO Box 480, Jefferson City, MO 65102-0480 or to Counsel@dese.mo.gov.

(C) Motions.

1. Either party may file a motion to request a delay of the hearing, if the party shows good cause. The hearing officer has discretion to continue the hearing date upon notice to the parties.

2. Either party may file a motion to hold a hearing in person or by video conference. A party should file this motion at least five (5) business days before the start of the hearing.

3. Either party may file a motion for a witness to appear by telephone or video conference. A party should file this motion at least three (3) business days before the start of the hearing.

4. The hearing officer will entertain other motions as necessary.

(D) Video conference Hearings.

1. The hearing officer may hold hearings via a video conference platform. The hearing officer will contact the parties if the hearing is to be held in this manner.

(E) Exhibits.

1. The department shall send the administrative record to the participant/applicant at least five (5) business days in advance of the hearing. The hearing officer shall admit the administrative record into the hearing record with no further process.

2. The parties are required to send any other exhibits to the hearing officer and the opposing parties at least five (5) business days in advance of the hearing.

3. If the hearing is to be held via video conference, each party is responsible for providing all exhibits to all parties of record and the hearing officer electronically.

(F) Participant/applicant.

1. The burden shall be on the participant/applicant to prove:

A. The department's denial or change of child care subsidy eligibility was inconsistent with applicable laws and regulations;

B. The participant/applicant did not receive an overpayment, as the department contends; or

C. The department has calculated an overpayment incorrectly.

(G) The department may present testimony, documents, or other evidence to rebut evidence presented by the participant/ applicant.

AUTHORITY: section 161.092,RSMo 2016, and sections 208.044, 208.046, 210.027, RSMo Supp. 2024. Emergency rule filed Jan. 7, 2025, effective Jan. 23, 2025, expires July 21, 2025. A proposed rule covering this same material is published in this issue of the **Missouri Register**.

PUBLIC COST: This emergency rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the time the emergency is effective.

PRIVATE COST: This emergency rule will not cost private entities more than five hundred dollars (\$500) in the time the emergency is effective. he Secretary of State shall publish all executive orders beginning January 1, 2003, pursuant to section 536.035.2, RSMo.

EXECUTIVE ORDER 25-01

WHEREAS, I have been advised by the State Emergency Management Agency that the ongoing and forecasted severe winter storm systems have caused, or have the potential to cause, damages associated with rain, freezing rain, snow, sleet, ice, and low temperatures, impacting communities throughout the State of Missouri; and

WHEREAS, the severe winter storm systems reaching Missouri on January 4, 2025, and continuing have created or have the potential to create a condition of distress and hazard to the safety, welfare, and property of the people of the State of Missouri beyond the capabilities of some local jurisdictions and other established agencies; and

WHEREAS, the resources of the State of Missouri may be needed to assist affected jurisdictions and to help relieve the condition of distress and hazard to the safety and welfare of our fellow Missourians; and

WHEREAS, Missourians depend on residential heating fuel such as propane, natural gas, and heating oil to heat their homes, businesses, and other buildings during the winter months; and

WHEREAS, extreme cold temperatures compound demand for residential heating fuel, which must be transported on Missouri highways to ensure sufficient supply in the central United States; and

WHEREAS, this increased demand for residential heating fuel is anticipated to create significant delays for carriers in acquiring and transporting residential heating fuel in and across Missouri; and

WHEREAS, the State of Missouri must continue to be proactive where the health and safety of its citizens are concerned; and

WHEREAS, a temporary suspension of current regulations on maximum driving times is necessary to the safety and welfare of the citizens of the State of Missouri in order to ensure that operators of commercial motor carriers who are assisting in the aforementioned efforts within the State of Missouri can transport residential heating fuel in and across Missouri; and

WHEREAS, the State of Missouri is currently in a State of Emergency within the meaning of Title 49, Code of Federal Regulations Section 390.23; and

WHEREAS, an invocation of the provisions of sections 44.100 and 44.110, RSMo, is required to ensure the safety and welfare of the people of Missouri and to activate the resources necessary to keep Missourians safe.

NOW, THEREFORE, I, MICHAEL L. PARSON, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and the laws of the State of Missouri, including sections 44.100 and 44.110, RSMo, do hereby declare that a State of Emergency exists in the State of Missouri within the meaning of Title 49, Code of Federal Regulations Section 390.23 and direct the Missouri State Emergency Operations Plan activated.

I further order vehicles used in support of the transportation of residential heating fuels be exempt from the hours-of-service requirements in Title 49, Code of Federal Regulations, Parts 390 through 399, as incorporated in state law, including but not limited to Sections 307.400, 390.201, and 622.550, RSMo, and 11 CSR 30-6.010, for the duration of this Order.

This Order applies only to residential heating fuel such as propane, natural gas, and heating oil. No other petroleum products or other fuels are covered by the exemption and suspension under this Order.

Nothing in this Order shall be construed as an exemption from applicable controlled substances and alcohol use and testing requirements in 49 C.F.R. Part 382, the commercial driver's license requirements in 49 C.F.R. Part 383, the financial responsibility requirements in 49 C.F.R. Part 387, applicable size and weight requirements, or any portion of Federal and State regulations not specifically identified.

Additionally, nothing in this Order shall require or allow an ill or fatigued driver to operate a commercial motor vehicle as described in 49 C.F.R. § 390.23(b). Motor carriers or drivers currently subject to an out-of-service order are not eligible for the exemption and suspension until the out-of-service order expires or the conditions for rescission have been satisfied.

I further order, pursuant to sections 41.480 and 41.690, RSMo, the Adjutant General of the State of Missouri, or his designee, to forthwith call and order into active service such portions of the organized militia as he deems necessary to aid the executive officials of Missouri, to protect life and property, and it is further directed that the Adjutant General or his designee, and through him, the commanding officer of any unit or other organization of such organized militia so called into active service take such action and employ such equipment as may be necessary in support of civilian authorities, and provide such assistance as may be authorized and directed by the Governor of this State.

I further authorize state agencies to provide assistance as needed.

This Order shall terminate on January 13, 2025, unless extended in whole or in part.



of the State of Missouri, in the City of Jefferson, on this 3rd day of January, 2025.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal

MICHAEL L. PARSON GOVERNOR

HNR. ECRETARY OF STATE

EXECUTIVE ORDERS

EXECUTIVE ORDER 25-02

WHEREAS, there are currently over 17,600 active felony arrest warrants across the State of Missouri, posing a significant threat to public safety and community well-being; and

WHEREAS, studies show that individuals evading felony warrants are likely to engage in additional criminal activity, further endangering Missouri's citizens and communities; and

WHEREAS, addressing this challenge requires a concerted, intelligence-led approach that leverages state, federal, county, and local law enforcement resources to locate and apprehend fugitives; and

WHEREAS, the Missouri Information Analysis Center and the U.S. Marshals Service Investigations Operations Division provide critical capabilities for sharing and analyzing intelligence to identify and locate fugitives effectively; and

WHEREAS, collaboration among law enforcement agencies is essential for enhancing the accuracy of intelligence, improving operational coordination, and ensuring the allocation of necessary manpower and resources.

NOW, THEREFORE, I, MIKE KEHOE, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and the laws of the State of Missouri, hereby establish "Operation Relentless Pursuit," a coordinated, intelligence-led law enforcement initiative to locate and apprehend fugitives subject to felony arrest warrants.

- 1. Intelligence Sharing: I further order the Director of the Department of Public Safety, in collaboration with the Superintendent of the Missouri State Highway Patrol, to establish and fortify mechanisms for sharing intelligence between the Missouri Information Analysis Center and the U.S. Marshals Service Investigations Operations Division. This collaboration shall include, but not be limited to, identifying, and developing the most current intelligence on the location of fugitives.
- 2. Highway Patrol Investigators: I further order the Director of the Department of Public Safety to designate a full-time Missouri Highway Patrol Division of Drug and Crime Control (DDCC) investigator within each of the nine Highway Patrol troop regions to assist in this initiative. These investigators shall act as liaisons between regional drug task forces, the U.S. Marshals Service, and other federal, state, and local agencies. The designated DDCC investigators shall:
 - Facilitate the sharing of intelligence and operational plans with relevant agencies;
 - Coordinate manpower, equipment, and other resources necessary to execute fugitive apprehensions; and
 - Serve as the primary point of contact for multi-agency task forces operating within their respective regions.
- 3. Law Enforcement Collaboration: I further order the Missouri Department of Public Safety, the Missouri State Highway Patrol, and the Missouri Information Analysis Center to collaborate with the U.S. Marshals Service, county sheriffs, municipal law enforcement, and other partners to ensure efficient and effective execution of Operation Relentless Pursuit.



IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 13th day of January, 2025.

MIKE KEHOE

GOVERNOR

DENNY HOSKINS SECRETARY OF STATE

EXECUTIVE ORDERS

EXECUTIVE ORDER 25-03

WHEREAS, law enforcement is essential for the safety and security of Missouri's citizens, communities, and visitors; and

WHEREAS, engagement between the community and law enforcement plays a critical role in reducing crime by fostering trust between residents and law enforcement; and

WHEREAS, local participation in widespread initiatives cultivates a sense of collective responsibility, trust, and ownership; and

WHEREAS, public safety is the responsibility of communities at large -not just sworn peace officers, and requires commitment from local leaders; and

WHEREAS, community buy-in and accountability plays a significant role in influencing criminal activity within a community; and

WHEREAS, a local government's commitment to enhance public safety, foster law enforcement support, and encourage community partnerships related to public safety are worth encouraging, supporting, and recognizing.

NOW, THEREFORE, I, MIKE KEHOE, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and the laws of the State of Missouri, hereby order the following:

- 1. Establishment of the Blue Shield Program: I hereby establish the "Blue Shield Program", a statewide initiative to recognize local governments that are committed to public safety within their community.
- 2. Directive to the Department of Public Safety: The Missouri Department of Public Safety shall administer the Blue Shield Program.
- 3. **Program Description:** A Blue Shield designation recognizes and supports a local government's efforts to enhance public safety, foster law enforcement support, and encourage community partnerships relative to public safety.
- 4. Eligibility: Local governments that meet the following criteria may be eligible for the Blue Shield Program, as reviewed and approved by the Department of Public Safety:
 - The local government's governing body has passed a resolution demonstrating its commitment to public safety, including a commitment to reduce violent crime within its jurisdiction;
 - The local government has made extraordinary investments in public safety in the last five years, or has included extraordinary funding for public safety in the current budget;
 - The community has active community policing initiatives in place or has partnered with local stakeholders in a joint effort to invest in and/or improve public safety in a significant way;
 - The local government's law enforcement agency has a police officer recruitment and retention program;
 - The local government has demonstrated effectiveness in reducing crime or created innovative programs that attempt to reduce crime;
 - The local government's law enforcement agency participates in regional anti-crime task forces, or has a demonstrated commitment to be a willing partner with them in the future; and
 - The local government's law enforcement agency is in compliance with at least the following statutes: sections 43.505, 43.544, 590.030, 590.650.3, 590.700, and 590.1265, RSMo.

The Director of the Department of Safety may establish additional requirements for local government participation in the program.

Applications for the Blue Shield Program shall be submitted to the Department of Public Safety and include documentation of how the local government has met all of the aforementioned requirements. The local government should also include a summary of their law enforcement agency's recent accomplishments and goals for both the coming year and upcoming five years.

5.Reporting and Accountability: Any local government that receives a Blue Shield designation shall submit

a briefreport annually to the Department of Public Safety that describes the local government's dedication to public safety and law enforcement over the past year and its goals for the coming year. If the Department of Public Safety determines a local government no longer meets the requirements of the program, the

department may withdraw the designation from the local government. The use of the program insignia is

limited to currently active local governments and the Department of Public Safety. If a local government is no longer eligible for the program, they shall cease using the program insignia.

EXECUTIVE ORDERS

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IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 13th day of January, 2025.

MIKE KEHOE

GOVERNOR

DENNY HOSKINS SECRETARY OF STATE

EXECUTIVE ORDER 25-04

WHEREAS, illegal immigration presents a serious threat to public safety in Missouri, exacerbating challenges related to crime, human trafficking, and the distribution of illicit drugs; and

WHEREAS, the ongoing flow of narcotics, including illegal fentanyl, into Missouri poses a grave danger to public health and safety, with overdose deaths from fentanyl reaching epidemic proportions across the state; and

WHEREAS, the safety of Missouri families and communities demands proactive measures to combat the dangerous impacts of illegal immigration and the flow of deadly narcotics; and

WHEREAS, federal immigration enforcement under 8 U.S.C. Section 1357(g) of the Immigration and Nationality Act allows state and local law enforcement agencies to partner with the United States Department of Homeland Security to investigate, apprehend, and detain individuals in violation of federal immigration laws; and

WHEREAS, Section 43.032, RSMo, authorizes the superintendent of the Missouri State Highway Patrol to designate members of the patrol for training in enforcing federal immigration laws, subject to a memorandum of understanding between the State of Missouri and the United States Department of Homeland Security, in accordance with 8 U.S.C. Section 1357(g); and

WHEREAS, empowering Missouri State Highway Patrol officers with training and authority to assist in enforcing federal immigration laws will strengthen the state's ability to protect its communities from criminal activities and the deadly flow of narcotics; and

WHEREAS, collaboration between state law enforcement and federal authorities is essential to ensure efficient and effective enforcement of immigration laws and to disrupt supply chains bringing deadly drugs into Missouri.

NOW, THEREFORE, I, MIKE KEHOE, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and the laws of the State of Missouri, including Section 43.032, RSMo., hereby order the following:

- 1. Directive to the Department of Public Safety: The Director of the Department of Public Safety, in collaboration with the Superintendent of the Missouri State Highway Patrol, shall work to establish and maintain a memorandum of understanding with the U.S. Department of Homeland Security under 8 U.S.C. Section 1357(g) of the Immigration and Nationality Act and as authorized by Section 43.032, RSMo. The memorandum of understanding shall outline the terms of collaboration between the Missouri State Highway Patrol and federal authorities concerning the enforcement of federal immigration laws.
- 2. Training and Certification: Pursuant to Section 43.032, RSMo., the superintendent of the Missouri State Highway Patrol shall designate members of the patrol for training in federal immigration enforcement. This training shall be conducted in accordance with the memorandum of understanding and federal protocols, equipping officers to enforce federal immigration laws during the course of their normal duties in the State of Missouri.
- 3. Designation of Duties: Upon successful completion of training, designated Missouri State Highway Patrol officers shall be authorized to enforce federal immigration laws, focusing on the prevention of illegal immigration, the apprehension of criminal offenders, and the interdiction of narcotics trafficking, including fentanyl, that threatens Missouri communities.
- 4. Collaboration with Federal Partners: The Department of Public Safety and the Missouri State Highway Patrol shall actively collaborate with federal agencies to share intelligence, coordinate operations, and enhance Missouri's ability to address criminal threats associated with illegal immigration and narcotics trafficking.



IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 13th day of January, 2025.

MIKE KEHOE GOVERNOR

DENNY HOSKINS

SECRETARY OF STATE

EXECUTIVE ORDERS

EXECUTIVE ORDER 25-05

WHEREAS, the State of Missouri instituted a statewide uniform crime reporting system in 200 I; and

WHEREAS, every law enforcement agency in the state has since been required to report crime data monthly to the Missouri State Highway Patrol through the statewide uniform crime reporting system; and

WHEREAS, the Missouri State Highway Patrol is statutorily charged with collecting, maintaining, and analyzing the uniform crime data and forwarding appropriate information to the Federal Bureau of Investigation for use in national crime statistics, as well as making such data available to law enforcement and the public at large; and

WHEREAS, illegal immigration poses a considerable challenge to public safety in the state of Missouri; and

WHEREAS, gaps in immigration enforcement can strain public resources, complicate crime prevention efforts, and undermine trust in the rule of law; and

WHEREAS, it is imperative to gather immigration status from law enforcement agencies concerning crimes committed within the State of Missouri; and

WHEREAS, immigration status is currently not collected through the statewide uniform crime reporting system and the implementation of such data collection is vital to fostering a safer environment in Missouri.

NOW, THEREFORE, I, MIKE KEHOE, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and the laws of the State of Missouri, hereby direct the Department Public Safety, in collaboration with the Missouri State Highway Patrol, to include immigration status within the required

fields of the state's uniform crime reporting system and facilitate the collection of such information across the state.



IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 13th day of January, 2025.

MIKE KEHOE GOVERNOR

ATTEST:

DENNY HOSKINS SECRETARY OF STATE

EXECUTIVE ORDER 25-06

WHEREAS, the men and women of the Missouri State Highway Patrol put their lives on the line every day to ensure the safety and wellbeing of our communities; and

WHEREAS, the unwavering commitment and sacrifice of Missouri State Highway Patrol men and women deserve to be recognized with a pay plan that reflects our gratitude and steadfast support for their service to the State of Missouri; and

WHEREAS, the current salary schedule for Missouri State Highway Patrol is currently tiered based on years of service with the patrol, with the highest pay tier capping out at 15 years of service; and

WHEREAS, a reasonable administrative change to the pay plan can facilitate a sustainable way to honor the men and women who have served over 12 years in the Missouri State Highway Patrol by allowing them to qualify for the top salary tier for the patrol; and

WHEREAS, this change is necessary to aid in the retention of our most experienced troopers and further secure safety on Missouri highways.

NOW, THEREFORE, I, MIKE KEHOE, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and the laws of the State of Missouri, hereby order the Director of the Department of Public Safety and the Superintendent of the Missouri State Highway Patrol to modify the Patrol's salary schedule by reducing the time of service required to reach the top salary tier from 15 years of service to 12 years of service.



IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 13th day of January, 2025.

MIKE KEHOE

MIKE KEHOE GOVERNOR

SECRETARY OF STATE

EXECUTIVE ORDERS

EXECUTIVE ORDER 25-07

WHEREAS, parole plays a crucial role in the Missouri criminal justice system, balancing offender rehabilitation with public safety; and

WHEREAS, under Chapter 217, RSMo., the Missouri Parole Board has the authority to grant parole, revoke parole, modify conditions of parole, or continue supervised parole; and

WHEREAS, it is critical to have a public, uniform policy promoting consistent and equitable decision-making for parole decisions, while allowing for individual case considerations; and

WHEREAS, Section 217.690.4 RSMo. mandates that the Missouri Parole Board shall adopt rules not inconsistent with the law with respect to the eligibility of offenders for parole, conduct of parole hearings, and conditions to be imposed upon paroled offenders; and

WHEREAS, the Missouri Parole Board has adopted rules under the authority in Section 217.690.4 codified at 14 CSR 80-2.0 10 to 80-2.030; and

WHEREAS, those rules have not been updated since 2017; and

WHEREAS, by enhancing guidelines and processes through formal rulemaking, Missouri can continue to refine its approach to offender management and increase accountability for those decisions, with the goal of safeguarding public safety while promoting successful reintegration and reducing recidivism; and

WHEREAS, a comprehensive review of the existing rules is in the interest of public safety.

NOW, THEREFORE, I, MIKE KEHOE, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and the laws of the State of Missouri, hereby order the Department of Corrections and the Missouri Parole Board to do the following:

- 1.Working Group to Develop Recommendations for Parole Board Rule Changes: Assemble a working group of stakeholders to include representatives of law enforcement, corrections, the judiciary, and the public to conduct a comprehensive review of the existing rules in 14 CSR 80-2.010 to 80-2.030. The Working Group shall be charged with developing recommendations for amendments to the existing rules and any proposed new rulemakings with the goal of providing clarity, transparency, and accountability for the parole process. Any changes to the rules shall only be applied prospectively.
- Receive and Implement the Working Group's Recommendations: Receive the recommendations of the 2. Working Group and develop any necessary amendments to the existing rules and/or draft new rules, in accordance with the recommendations of the Working Group. The draft proposed rules shall be submitted to the Office of the Governor no later than October 1, 2025.
- 3. Rulemaking Process: Once approved by the Governor's Office, the proposed rulemakings shall be submitted to the Secretary of State in accordance with procedures outlined in Chapter 536, RSMo, including the public comment period.

ATTEST:



IN WITNESS WHEREOF, I have hereunto set my band and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 13th day of January, 2025.

MIKE KEHOE GOVERNOR

DENNY HOSKINS

SECRETARY OF STATE

EXECUTIVE ORDER 25-08

WHEREAS, on January 3, 2025, Governor Michael L. Parson declared a State of Emergency in the State of Missouri through Executive Order 25-01; and

WHEREAS, Executive Order 25-01 was set to expire on January 13, 2025; and

WHEREAS, I have been advised by the State Emergency Management Agency that the ongoing and forecast severe winter storm systems have caused, or have the potential to cause, damages associated with rain, freezing rain, snow, sleet, ice, and low temperatures, impacting communities throughout the State of Missouri; and

WHEREAS, the severe winter storm systems reaching Missouri on January 4, 2025, and continuing have created a condition of distress and hazard to the safety, welfare, and property of the people of the State of Missouri beyond the capabilities of some local jurisdictions and other established agencies; and

WHEREAS, the State of Missouri must continue to be proactive where the health and safety of its citizens are concerned; and

WHEREAS, the resources of the State of Missouri continues to be needed to assist affected jurisdictions and to help relieve the condition of distress and hazard to the safety and welfare of our fellow Missourians; and

WHEREAS, Missourians depend on residential heating fuel such as propane, natural gas, and heating oil to heat their homes, businesses, and other buildings during the winter months; and

WHEREAS, extreme cold temperatures compound demand for residential heating fuel, which must be transported on Missouri highways to ensure sufficient supply in the central United States; and

WHEREAS, this increased demand for residential heating fuel continues to create significant delays for carriers in acquiring and transporting residential heating fuel in and across Missouri; and

WHEREAS, the State of Missouri must continue to be proactive where the health and safety of its citizens are concerned; and

WHEREAS, the temporary suspension of current regulations on maximum driving times is still necessary to the safety and welfare of the citizens of the State of Missouri in order to ensure that operators of commercial motor carriers who are assisting in the aforementioned efforts within the State of Missouri can transport residential heating fuel in and across Missouri; and

WHEREAS, the State of Missouri continues to be in a State of Emergency within the meaning of Title 49, Code of Federal Regulations Section 390.23.

WHEREAS, a continued invocation of the provisions of sections 44.100 and 44.110, RSMo, is required to ensure the safety and welfare of the people of Missouri and to continue activation of the resources necessary to keep Missourians safe.

NOW, THEREFORE, I, MIKE KEHOE, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and the laws of the State of Missouri, including sections 44.100 and 44.110, RSMo, do hereby declare that a State of Emergency continues to exists in the State of Missouri within the meaning of Title 49, Code of Federal Regulations Section 390.23 and direct the Missouri State Emergency Operations Plan activated.

I further order vehicles used in support of the transportation of residential heating fuels continue to be exempt from the hours-of-service requirements in Title 49, Code of Federal Regulations, Parts 390 through 399, as incorporated in state law, including but not limited to Sections 307.400, 390.201, and 622.550, RSMo, and 11 CSR 30-6.010, for the duration of this Order.

This Order applies only to residential heating fuel such as propane, natural gas, and heating oil. No other petroleum products or other fuels are covered by the exemption and suspension under this Order.

Nothing in this Order shall be construed as an exemption from applicable controlled substances and alcohol use and testing requirements in 49 C.F.R. Part 382, the commercial driver's license requirements in 49 C.F.R. Part 383, the financial responsibility requirements in 49 C.F.R. Part 387, applicable size and weight requirements, or any portion of Federal and State regulations not specifically identified.

Additionally, nothing in this Order shall require or allow an ill or fatigued driver to operate a commercial motor vehicle as described in 49 C.F.R. § 390.23(b). Motor carriers or drivers currently subject to an out-of-service order are not eligible for the exemption and suspension until the out-of-service order expires or the conditions for rescission have been satisfied.

I further order, pursuant to sections 41.480 and 41.690, RSMo, the Adjutant General of the State of Missouri, or his designee, to continue to call and order into active service such portions of the organized militia as he deems necessary to aid the executive officials of Missouri, to protect life and property, and it is further directed that the Adjutant General or his designee, and through him, the commanding officer of any unit or other organization of such organized militia so called into active service take such action and employ such equipment as may be necessary in support of civilian authorities, and provide such assistance as may be authorized and directed by the Governor of this State.

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EXECUTIVE ORDERS

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I further authorize state agencies to continue to provide assistance as needed.

This Order shall terminate on February 2, 2025, unless extended in whole or in part.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 13th day of January, 2025.

> MIKE KEHOE GOVERNOR



ATTEST:

ins DE **NNY** SECRETARY OF STATE

EXECUTIVE ORDER 25-09

WHEREAS, the United States of America has a proud tradition of democratic governance, honoring its Constitution, institutions, and the peaceful transfer of power; and

WHEREAS, January 20th is designated as Inauguration Day pursuant to the Twentieth Amendment to the United States Constitution, a day of national importance that symbolizes the unity, strength, and achievements of this great country; and

WHEREAS, Missouri, as a Proud state of this Union, recognizes the importance of celebrating the progress, achievements, and future aspirations of both the State of Missouri and the United States of America; and

WHEREAS, federal statute 4 U.S.C. Section 6(d) directs that the flag of the United States be displayed, especially on Inauguration Day, which is as an act of respect and patriotism; and

WHEREAS, Missouri wishes to proudly honor the achievements of our nation, reaffirm our commitment to democracy, and look forward to the shared future of the State of Missouri and the United States of America;

NOW, THEREFORE, I, MIKE KEHOE, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and laws of the State of Missouri, hereby declare, order, and direct the following:

- 1. Directive to the Commissioner of Administration: The Commissioner of Administration is hereby directed to ensure that the flags of the United States of America and the State of Missouri are flown at full staff on all state buildings and grounds on January 20, 2025, for a period of 24 hours, in accordance with federal statute 4 U.S.C. Section 6(d).
- 2. Communication to State Agencies: The Commissioner of Administration shall promptly notify all state departments, agencies, and offices of this directive to ensure compliance and proper observance of this important occasion.



and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 15th day of January, 2025.

IN WITNESS WHEREOF, I have hereunto set my hand

whene MIKE KEHOE

GOVERNOR

Denny Hospins DENNY HOSKINS

SECRETARY OF STATE

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

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

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

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

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

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

Proposed Amendment Text Reminder: Boldface text indicates new matter. [Bracketed text indicates matter being deleted.]

TITLE 2 – DEPARTMENT OF AGRICULTURE Division 90 – Weights, Measures and Consumer Protection Chapter 60 – Missouri Standards for Property Boundary Surveys

PROPOSED AMENDMENT

2 CSR 90-60.020 Definitions. The department is adding new section (3) and renumbering as necessary.

PURPOSE: This amendment adds the definition for epoch date.

(3) Epoch Date – Refers to Reference Epoch Coordinates (RECs): Coordinates estimated by National Geodetic Survey (NGS) for one of the official reference epochs NGS will define (every five (5) or ten (10) years, as currently planned). As these coordinates are computed by NGS they are considered part of the National Spatial Reference System (NSRS).

[(3)](4) Exterior Corners – Corners that define the shape and size of the parcel.

[(4)](5) Material Variations – The differences between surveyed lines and lines of possession or measurements called for in the record source of the property being surveyed that are, in the professional judgment of the professional land surveyor, significant enough to warrant particular notice.

[(5)](6) Original Survey – A survey which creates a new parcel. Boundary adjustment plats, consolidation plats, riparian plats, lot splits, and minor subdivisions are examples of original surveys.

[(6)](7) Physical Monument – Natural or artificial objects which are accepted and used to mark boundaries and corners.

[(7)](8) Positional Uncertainty – The positive and negative range of values expected for a computed horizontal position as a result of random errors.

[(8)](9) Property Boundary Survey – Any survey that creates, defines, marks, remarks, retraces, or reestablishes the boundaries of parcels of real property or the subdivision of lands.

[(9)](10) Property Description – A description of the limits of real property by recitation of metes and bounds or by an aliquot part of the United States Public Land Survey System or by lot or parcel designation referenced to a subdivision, survey, or other document recorded in the public records.

[(10)](11) Random Errors – Unavoidable errors in measurement that are caused by the inability of the operator to make exact measurements. (Random errors generally follow statistical principles and can be reduced with care in measurement, but can never be completely eliminated).

[(11)](12) Record Title Boundaries – The limits of real property ownership as evidenced and provable by one (1) or more written means of real property transfer and having provided constructive notification by being duly entered into the public records.

[(12)](13) Rural Property – Any property that is not urban property.

[(13)](14) Subdivision – A property boundary survey that partitions land into two (2) or more parcels by platting the divisions of land in accordance with Chapter 445, RSMo.

[(14)](15) Systematic Errors – Errors in measurement that conform to mathematical and physical laws and remain the same under set conditions. Systematic errors are detectible and can be removed by ensuring the proper adjustment of equipment, by applying appropriate corrections to observations, and by using appropriate observation techniques to eliminate the effects of imperfection in equipment manufacture.

[(15)](16) United States Public Land Survey Corners – Those points that determine the boundaries of the various subdivisions of the United States Public Land Survey as set forth in section 60.301(1), RSMo.

[(16)](17) Urban Property – Any property that is located wholly

or partly within the corporate limits of any municipality or any commercial, industrial, or multi-unit developmental property.

AUTHORITY: sections [60.510(7),] 60.550[,] and 448.2-109, RSMo 2016, and section 60.510(7), RSMo Supp. 2024. Material in this rule was originally covered in 10 CSR 30-2.020. Original rule filed Dec. 1, 2016, effective June 30, 2017. Amended: Filed Jan. 13, 2022, effective July 30, 2022. Amended: Filed Jan. 8, 2025.

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

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

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Agriculture, Division of Weights, Measures and Consumer Protection, Land Survey Program, PO Box 937, Rolla, MO 65402, via facsimile at (573) 368-2379, or via email at landsurv@mda.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.

TITLE 2 – DEPARTMENT OF AGRICULTURE Division 90 – Weights, Measures and Consumer Protection Chapter 60 – Missouri Standards for Property Boundary Surveys

PROPOSED AMENDMENT

2 CSR 90-60.050 Use of Missouri *State Plane* Coordinate System *[of 1983].* The department is amending the title, purpose, and section (1).

PURPOSE: This amendment updates changes for the new State Plane Coordinate System.

PURPOSE: This rule sets forth the requirements for referencing land boundary corners to the Missouri **State Plane** Coordinate System [of 1983].

(1) When the professional land surveyor is specifically requested or required to reference land boundary corners to the Missouri **State Plane** Coordinate System *[of 1983]*, the professional land surveyor shall comply with the following requirements:

(C) The plat or other publication of results shall identify the geodetic control station(s) that were used to determine the position of the corner(s), along with a list of the coordinates of those control station(s); the appropriate adjustment date or realization designation [on the North American Datum of 1983, along with the epoch date, when applicable; a brief statement of the method used to obtain those positions; and the grid factor used] and Datum/Terrestrial Reference Frame, along with the epoch date when applicable. Epoch date refers to Reference Epoch Coordinates (RECs). Coordinates estimated by National Geodetic Survey (NGS) for one of the official reference epochs NGS will define (every five (5) or ten (10) years, as currently planned). As these coordinates are computed by NGS they are considered part of the National Spatial Reference System (NSRS); a brief

statement of the method used to obtain those positions; and the grid factor used (if applicable).

AUTHORITY: sections [60.510(7),] 60.550[,] and 448.2-109, RSMo 2016, and section 60.510(7), RSMo Supp. 2024. Material in this rule was originally covered in 10 CSR 30-2.050. Original rule filed Dec. 1, 2016, effective June 30, 2017. Amended: Filed Jan. 8, 2025.

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

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

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Agriculture, Division of Weights, Measures and Consumer Protection, Land Survey Program, PO Box 937, Rolla, MO 65402, via facsimile at (573) 368-2379, or via email at landsurv@mda.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.

TITLE 2 – DEPARTMENT OF AGRICULTURE Division 90 – Weights, Measures and Consumer Protection Chapter 61 – United States Public Land Survey Corners

PROPOSED AMENDMENT

2 CSR 90-61.070 Missouri *State Plane* Coordinate System [of 1983]. The department is amending the title, purpose, and sections (1)-(3).

PURPOSE: This amendment updates changes for the new State Plane Coordinate System.

PURPOSE: This rule prescribes requirements for referencing corners of the United States Public Land Survey to the Missouri State Plane Coordinate System [of 1983].

(1) When the corner that is removed, altered, restored, or reestablished is required to be referenced to the Missouri **State Plane** Coordinate System *[of 1983]*, the corner coordinates shall be shown on the Certified Land Corner Document form.

(A) Values for the Missouri State Plane Coordinate System may be expressed in feet and decimals of a foot or meters and decimals of a meter. When values are expressed in feet, the international foot shall be used as the standard foot for the Missouri State Plane Coordinate System. One (1) international foot equals 0.3048 meters exactly or one (1) inch equals 2.54 centimeters exactly as defined by the National Institute of Science and Technology (NIST).

(2) Coordinates referenced to the Missouri **State Plane** Coordinate System *[of 1983]* and shown on Certified Land Corner Document forms shall comply with the following requirements:

(C) The following information shall be included on the Certified Land Corner Document form:

1. The geodetic control station(s) that were used to determine the position of the corner;

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2. The coordinates of the geodetic control station(s) used and the appropriate Zone designation;

3. [The appropriate adjustment date or realization designation on the North American Datum of 1983 along with the epoch date, when applicable] The appropriate adjustment date or realization designation and Datum/ Terrestrial Reference Frame, along with the epoch date when applicable. Epoch date refers to Reference Epoch Coordinates (RECs). Coordinates estimated by National Geodetic Surey (NGS) for one (1) of the official reference epochs NGS will define (every five (5) or ten (10) years, as currently planned). As these coordinates are computed by NGS they are considered part of the National Spatial Reference System (NSRS);

4. A brief statement of the method used to obtain the position; and

5. The grid factor used, if applicable.

(3) Coordinates referenced to the Missouri **State Plane** Coordinate System *[of 1983]* may be used to reference corners in lieu of monuments.

AUTHORITY: sections 60.321 and 60.550, RSMo 2016. Rule originally filed as 10 CSR 30-3.070. Original rule filed May 3, 1994, effective Dec. 30, 1994. Moved to 2 CSR 90-61.070 and amended: Filed Dec. 1, 2016, effective June 30, 2017. Amended: Filed Jan. 8, 2025.

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

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

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Agriculture, Division of Weights, Measures and Consumer Protection, Land Survey Program, PO Box 937, Rolla, MO 65402, via facsimile at (573) 368-2379, or via email at landsurv@mda.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.

TITLE 2 – DEPARTMENT OF AGRICULTURE Division 90 – Weights, Measures and Consumer Protection Chapter 61 – United States Public Land Survey Corners

PROPOSED AMENDMENT

2 CSR 90-61.080 Approved Documents. The department is amending section (2).

PURPOSE: This amendment updates the reference to the coordinate system.

(2) Preparation of Certified Land Corner Document Forms. All information (except drawings) will be typed or completed in black ink. Lettering or typing shall not be less than eighthundredths inch (0.08") in height. Drawings may be made in black pencil so long as all drawings will make sharp and clear copies.

(A) The following information shall be included on all corner forms:

1. The description of the original monument, witness ties, and any subsequent restorations, including the date of the survey, the document reference (book and page and/or microfilm location), and the professional surveyor of record. Original survey notes need not be given in urban or built-up areas;

2. Signature and seal of the professional land surveyor;

3. Date of the survey field work;

4. Basis of bearing system used;

5. Description of the monument, monument marking, and witness/reference ties;

6. Comprehensive sketch of the corner location sufficient to find the monument; and

7. Coordinates referenced to the Missouri **State Plane** Coordinate System *[of 1983]*, if known.

AUTHORITY: sections 60.321 and 60.550, RSMo 2016. Rule originally filed as 10 CSR 30-3.080. Original rule filed May 3, 1994, effective Dec. 30, 1994. Moved to 2 CSR 90-61.080 and amended: Filed Dec. 1, 2016, effective June 30, 2017. Amended: Filed Jan. 8, 2025.

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

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

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Agriculture, Division of Weights, Measures and Consumer Protection, Land Survey Program, PO Box 937, Rolla, MO 65402, via facsimile at (573) 368-2379, or via email at landsurv@mda.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.

TITLE 2 – DEPARTMENT OF AGRICULTURE Division 90 – Weights, Measures and Consumer Protection Chapter 65 – Cadastral Mapping Survey Standards

PROPOSED AMENDMENT

2 CSR 90-65.040 Coordinate System for Digital Cadastral Parcel Mapping Specified. The department is amending section (2).

PURPOSE: This amendment updates the conversion from the meter to the international foot.

(2) To convert metric mapping coordinates, if desired, to *[U.S. Survey Feet, use the conversion of 1 meter equals 3.28083333 feet, where 1 meter equals 39.37 inches exactly]* International Feet, use the conversion of 1 meter equals 3.280839895013 feet, where one (1) international foot equals 0.3048 meters exactly or 1 inch equals 2.54 centimeters exactly as defined by the National Institute of Science and Technology (NIST).

AUTHORITY: section 60.670, RSMo 2016. Original rule filed Dec. 1, 2016, effective June 30, 2017. Amended: Filed Jan. 8, 2025.

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

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

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Agriculture, Division of Weights, Measures and Consumer Protection, Land Survey Program, PO Box 937, Rolla, MO 65402, via facsimile at (573) 368-2379, or via email at landsurv@mda.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.

TITLE 3 – DEPARTMENT OF CONSERVATION Division 10 – Conservation Commission Chapter 4 – Wildlife Code: General Provisions

PROPOSED AMENDMENT

3 CSR 10-4.135 Transportation. The commission is removing section (2) and renumbering as necessary.

PURPOSE: This amendment removes the requirement of hunters that harvest a deer in the Chronic Wasting Disease Management Zone and process their own deer to debone or quarter the deer prior to leaving the harvest county.

[(2) Any cervid taken from the wild in Chronic Wasting Disease Management Zone counties (see 3 CSR 10-4.200(1)) shall be reported through the Telecheck Harvest Reporting System as required by 3 CSR 10-7.431 prior to transporting the carcass (or parts thereof) outside the county of harvest. Carcasses (or parts thereof) from all cervids taken in Chronic Wasting Disease Management Zone counties that are transported outside the county of harvest shall be delivered to a licensed meat processor or taxidermist within forty-eight (48) hours of exit from the county of harvest, except—

(A) Meat that is cut and wrapped;

(B) Meat that has been boned out;

(*C*) Quarters or other portions of meat with no part of the spinal column or head attached;

(D) Hides from which all excess tissue has been removed; (E) Antlers;

(F) Antlers attached to skull plates or skulls cleaned of all muscle and brain tissue;

(G) Upper canine teeth;

(H) Finished taxidermy products; and

(1) Heads may be delivered to any department disease surveillance sampling station or department-approved disease surveillance sampling station within forty-eight (48) hours of exit from the county of harvest except as required by 3 CSR 10-4.200(3).]

[(3)](2) Wildlife legally taken and exported from another state or country may also be shipped into Missouri by common carrier, except cervid carcasses (or parts thereof). Cervid carcasses (or parts thereof) taken from or obtained outside of Missouri may not be imported, transported, or possessed in Missouri, except –

(A) Meat that is cut and wrapped;

(B) Meat that has been boned out;

(C) Quarters or other portions of meat with no part of the

spinal column or head attached;

(D) Hides from which all excess tissue has been removed;(E) Antlers;

(F) Antlers attached to skull plates or skulls cleaned of all muscle and brain tissue;

(G) Upper canine teeth;

(H) Finished taxidermy products; and

(I) Head with cape and not more than six inches (6") of neck attached, only if taken to a licensed taxidermist within forty-eight (48) hours of entry.

[(4)](3) In addition to personal transportation, legally possessed commercial fish, frogs, cervid hides, squirrel and rabbit pelts, furbearer pelts and carcasses, and black bear pelts may be shipped by mail, express and freight, when truly labeled with the names and addresses of shipper and addressee, shipper's permit number, or Telecheck confirmation number, as required, and the contents of each package. Wildlife breeders, taxidermists, fur dealers, and tanners may ship according to regulations specifically provided for such permittees. Wildlife shall not be accepted for shipment unless the shipper shall have complied with the provisions of this rule.

[(5)](4) Notwithstanding other provisions of this rule, the transportation of waterfowl and other migratory birds shall be in accordance with applicable federal regulations.

AUTHORITY: sections 40 and 45 of Art. IV, Mo. Const., and section 252.040, RSMo 2016. Original rule filed Aug. 14, 1970, effective Dec. 31, 1970. For intervening history, please consult the **Code of State Regulations**. Amended: Filed Jan. 15, 2025.

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

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

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with Regulations Committee Chairman, Department of Conservation, PO Box 180, Jefferson City, MO 65102-0180, or via the department's website at https://short.mdc.mo.gov/Z49. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.

TITLE 3 – DEPARTMENT OF CONSERVATION Division 10 – Conservation Commission Chapter 4 – Wildlife Code: General Provisions

PROPOSED AMENDMENT

3 CSR 10-4.140 Possession, Storage, and Processing. The commission is amending section (1).

PURPOSE: This amendment establishes provisions for the disposal of cervid carcasses and unused parts of cervids harvested in Missouri.

(1) Wildlife legally taken or acquired may be possessed and stored, preserved, or under refrigeration only at the possessor's home, camp, place of lodging, or in a commercial **MISSOURI REGISTER**

establishment. Turkeys may be possessed or stored not later than February 15 next following the close of the season when taken. Except as otherwise provided for taxidermists, tanners, and commercial game processors, cervid carcasses (or parts thereof) not retained by the taker or possessor shall be disposed of only in a permitted sanitary landfill or transfer station, or on the property where the animal was taken. Taxidermists, tanners, and commercial game processors shall dispose of cervid carcasses (or parts thereof) only in accordance with rules specifically provided for such permittees.

AUTHORITY: sections 40 and 45 of Art. IV, Mo. Const., and section 252.040, RSMo 2016. Original rule filed Aug. 14, 1970, effective Dec. 31, 1970. For intervening history, please consult the **Code of State Regulations**. Amended: Filed Jan. 15, 2025.

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

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

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with Regulations Committee Chairman, Department of Conservation, PO Box 180, Jefferson City, MO 65102-0180, or via the department's website at https://short.mdc.mo.gov/Z49. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.

TITLE 3 – DEPARTMENT OF CONSERVATION Division 10 – Conservation Commission Chapter 7 – Wildlife Code: Hunting: Seasons, Methods, Limits

PROPOSED AMENDMENT

3 CSR 10-7.431 Deer Hunting Seasons: General Provisions. The commission is amending section (10).

PURPOSE: This amendment establishes the requirement of hunters to report harvest of a deer through the Telecheck Harvest Reporting System prior to transporting the deer outside the county of harvest if that were to occur prior to the established requirement to report harvest of the deer by 10 p.m. on the day taken.

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

AUTHORITY: sections 40 and 45 of Art. IV, Mo. Const., and section 252.040, RSMo 2016. Original rule filed April 29, 2004, effective May 15, 2004. For intervening history, please consult the **Code of State Regulations**. Amended: Filed Jan. 15, 2025.

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

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

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with Regulations Committee Chairman, Department of Conservation, PO Box 180, Jefferson City, MO 65102-0180, or via the department's website at https://short.mdc.mo.gov/Z49. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.

TITLE 5 – DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION Division 25 – Office of Childhood Chapter 200 – Child Care Subsidy

PROPOSED RULE

5 CSR 25-200.095 Child Care Hearings

PURPOSE: This rule establishes an appeals and hearings process for child care subsidy eligibility within the Department of Elementary and Secondary Education (department).

(1) The following procedures apply for any child care appeals from a participant/applicant whose child care subsidy eligibility has been denied or changed or who wishes to contest an overpayment.

(2) Content of Appeals. All appeals must--

- (A) Be in writing;
- (B) Include –

1. The full name, address, email address, and telephone number of the person appealing (petitioner), and any attorney representing the participant/applicant;

2. A written description of the specific grounds for the appeal; and

3. As far as practical, facts in numbered paragraphs stating the relief sought;

(C) Be signed by participant/applicant or participant/ applicant's legal counsel; and

(D) Be mailed to DESE Counsel, Department of Elementary and Secondary Education, PO Box 480, Jefferson City, MO 65102-0480 or emailed to counsel@dese.mo.gov.

(3) Hearing Officers.

(A) A hearing officer appointed by the commissioner of education shall hear appeals from any child care subsidy participant/applicant whose child care subsidy eligibility has been denied or changed or who wishes to contest an overpayment.

(B) The hearing officer shall conduct all hearings in accordance with Chapter 536, RSMo.

(C) The decision shall include, or be accompanied by, findings of fact and conclusions of law. The findings of fact shall be stated separately from the conclusions of law and shall include a concise statement of the findings on which the agency bases its order.

(D) The hearing officer shall deliver or mail their decision, findings of fact, and conclusions of law to each party, or his/ her attorney of record. The decision of the hearings officer shall be the final decision of the department.

(4) Hearings.

(A) Hearings may be in person or by video conference.(B) Notice.

1. The department shall serve upon all parties the notice of the place, date, and time upon which it will hold the hearing on the appeal. The department will send the notice by certified mail, by personal delivery, or by email.

2. The department shall provide at least ten (10) business days' notice to the parties that it will hold a hearing on the matters raised in the appeal.

3. The notice shall advise the parties to file all documents by mailing them to DESE Counsel, Department of Elementary and Secondary Education, PO Box 480, Jefferson City, MO 65102-0480 or to counsel@dese.mo.gov.

(C) Motions.

1. Either party may file a motion to request a delay of the hearing, if the party shows good cause. The hearing officer has discretion to continue the hearing date upon notice to the parties.

2. Either party may file a motion to hold a hearing in person or by video conference. A party should file this motion at least five (5) business days before the start of the hearing.

3. Either party may file a motion for a witness to appear by telephone or video conference. A party should file this motion at least three (3) business days before the start of the hearing.

4. The hearing officer will entertain other motions as necessary.

(D) Videoconference Hearings. The hearing officer may hold hearings via a videoconference platform. The hearing officer will contact the parties if the hearing is to be held in this manner.

(E) Exhibits.

1. The department shall send the administrative record to the participant/applicant at least five (5) business days in advance of the hearing. The hearing officer shall admit the administrative record into the hearing record with no further process.

2. The parties are required to send any other exhibits to the hearing officer and the opposing parties at least five (5) business days in advance of the hearing.

3. If the hearing is to be held via video conference, each party is responsible for providing all exhibits to all parties of record and the hearing officer electronically.

(F) Participant/Applicant.

1. The burden shall be on the participant/applicant to prove -

A. The department's denial or change of child care subsidy eligibility was inconsistent with applicable laws and

regulations;

B. The participant/applicant did not receive an overpayment, as the department contends; or

C. The department has calculated an overpayment incorrectly.

(G) The department may present testimony, documents, or other evidence to rebut evidence presented by the participant/ applicant.

AUTHORITY: section 161.092, RSMo 2016, and sections 208.044, 208.046, and 210.027, RSMo Supp. 2024. Emergency rule filed Jan. 7, 2025, effective Jan. 23, 2025, expires July 21, 2025. Original rule filed Jan. 7, 2025.

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

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

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Department of Elementary and Secondary Education, Attention: Bryon Seboldt, CCDF Administrator, Office of Childhood, PO Box 480, Jefferson City, MO 65102-0480, or by email to childhood@ dese.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE

Division 2030 – Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects Chapter 16 – Missouri Standards for Property Boundary Surveys

PROPOSED AMENDMENT

20 CSR 2030-16.020 Definitions. The board is adding new section (3) and renumbering as necessary.

PURPOSE: This amendment adds the definition for epoch date.

(3) Epoch Date – Refers to Reference Epoch Coordinates (RECs): Coordinates estimated by National Geodetic Survey (NGS) for one of the official reference epochs NGS will define (every five (5) or ten (10) years, as currently planned). As these coordinates are computed by NGS they are considered part of the National Spatial Reference System (NSRS).

[(3)](4) Exterior Corners – Corners that define the shape and size of the parcel.

[(4)](5) Material Variations – The differences between surveyed lines and lines of possession or measurements called for in the record source of the property being surveyed that are, in the professional judgment of the professional land surveyor, significant enough to warrant particular notice.

[(5)](6) Original Survey – A survey which creates a new parcel.

Boundary adjustment plats, consolidation plats, riparian plats, lot splits, and minor subdivisions are examples of original surveys.

[(6)](7) Physical Monument – Natural or artificial objects which are accepted and used to mark boundaries and corners.

[(7)](8) Positional Uncertainty—The positive and negative range of values expected for a computed horizontal position as a result of random errors.

[(8)](9) Property Boundary Survey – Any survey that creates, defines, marks, remarks, retraces, or reestablishes the boundaries of parcels of real property or the subdivision of lands.

[(9)](10) Property Description – A description of the limits of real property by recitation of metes and bounds or by an aliquot part of the United States Public Land Survey System or by lot or parcel designation referenced to a subdivision, survey, or other document recorded in the public records.

[(10)](11) Random Errors – Unavoidable errors in measurement that are caused by the inability of the operator to make exact measurements. (Random errors generally follow statistical principles and can be reduced with care in measurement, but can never be completely eliminated.)

[(11)](12) Record Title Boundaries – The limits of real property ownership as evidenced and provable by one (1) or more written means of real property transfer and having provided constructive notification by being duly entered into the public records.

[(12)](13) Rural Property – Any property that is not urban property.

[(13)](14) Subdivision – A property boundary survey that partitions land into two (2) or more parcels by platting the divisions of land in accordance with Chapter 445, RSMo.

[(14)](15) Systematic Errors – Errors in measurement that conform to mathematical and physical laws and remain the same under set conditions. Systematic errors are detectible and can be removed by ensuring the proper adjustment of equipment, by applying appropriate corrections to observations, and by using appropriate observation techniques to eliminate the effects of imperfection in equipment manufacture.

[(15)](16) United States Public Land Survey Corners – Those points that determine the boundaries of the various subdivisions of the United States Public Land Survey as set forth in section 60.301(1), RSMo.

[(16)](17) Urban Property – Any property that is located wholly or partly within the corporate limits of any municipality or any commercial, industrial, or multi-unit developmental property.

AUTHORITY: sections 327.041 and 327.272, RSMo 2016. This rule originally filed as 4 CSR 30-16.020. Original rule filed May 3, 1994, effective Dec. 30, 1994. For intervening history, please consult the **Code of State Regulations**. Amended: Filed Jan. 8, 2025.

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

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

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Board of Architects, Professional Engineers, Professional Land Surveyors and Professional Landscape Architects, PO Box 184, Jefferson City, MO 65102, via facsimile at (573) 751-8046, or via email at moapeplspla@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE Division 2030 – Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects Chapter 16 – Missouri Standards for Property

Boundary Surveys

PROPOSED AMENDMENT

20 CSR 2030-16.050 Use of Missouri *State Plane* **Coordinate System** *[of 1983].* The board is amending the title, purpose, and section (1).

PURPOSE: This amendment updates changes for the new State Plane Coordinate System.

PURPOSE: This rule sets forth the requirements for referencing land boundary corners to the Missouri State Plane Coordinate System [of 1983].

(1) When the professional land surveyor is specifically requested or required to reference land boundary corners to the Missouri *[Coordinate System of 1983]* State Plane Coordinate System, the professional land surveyor shall comply with the following requirements:

(C) The plat or other publication of results shall identify the geodetic control station(s) that were used to determine the position of the corner(s), along with a list of the coordinates of those control station(s); the appropriate adjustment date or realization designation [on the North American Datum of 1983, along with the epoch date, when applicable; a brief statement of the method used to obtain those positions; and the grid factor used] and Datum/Terrestrial Reference Frame, along with the epoch date when applicable. Epoch date refers to Reference Epoch Coordinates (RECs). Coordinates estimated by National Geodetic Survey (NGS) for one of the official reference epochs NGS will define (every five (5) or ten (10) years, as currently planned). As these coordinates are computed by NGS they are considered part of the National Spatial Reference System (NSRS); a brief statement of the method used to obtain those positions; and the grid factor used (if applicable).

AUTHORITY: section 60.401, RSMo Supp. 2024, and sections 327.041 and 327.272, RSMo 2016. This rule originally filed as 4 CSR 30-16.050. Original rule filed May 3, 1994, effective Dec. 30, 1994. For intervening history, please consult the Code of State Regulations. Amended: Filed Jan. 8, 2025.

PUBLIC COST: This proposed amendment will not cost state

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agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

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

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Board of Architects, Professional Engineers, Professional Land Surveyors and Professional Landscape Architects, PO Box 184, Jefferson City, MO 65102, via facsimile at (573) 751-8046, or via email at moapeplspla@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE Division 2030 – Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects Chapter 17 – United States Public Land Survey Corners

PROPOSED AMENDMENT

20 CSR 2030-17.070 Missouri *State Plane* **Coordinate System** *[of 1983].* The board is amending the title, purpose, and sections (1)-(3).

PURPOSE: This amendment updates changes for the new State Plane Coordinate System.

PURPOSE: This rule prescribes the requirements for referencing corners of the United States Public Land Survey to the Missouri State Plane Coordinate System [of 1983].

(1) When the corner that is removed, altered, restored, or reestablished is required to be referenced to the Missouri **State Plane** Coordinate System *[of 1983]*, the corner coordinates shall be shown on the Certified Land Corner Document form.

(A) Values for the Missouri State Plane Coordinate System may be expressed in feet and decimals of a foot or meters and decimals of a meter. When values are expressed in feet, the international foot shall be used as the standard foot for the Missouri State Plane Coordinate System. One (1) international foot equals 0.3048 meters exactly or one (1) inch equals 2.54 centimeters exactly as defined by the National Institute of Science and Technology (NIST).

(2) Coordinates referenced to Missouri **State Plane** Coordinate System *[of 1983]* and shown on Certified Land Corner Document forms shall comply with the following requirements:

(C) The following information shall be included on the Certified Land Corner Document form:

1. The geodetic control station(s) that were used to determine the position of the corner;

2. The coordinates of the geodetic control station(s) used and the appropriate Zone designation;

3. [The appropriate adjustment date or realization designation on the North American Datum of 1983 along with the epoch date, when applicable;] The appropriate adjustment date or realization designation and Datum/ Terrestrial Reference Frame, along with the epoch date

when applicable. Epoch date refers to Reference Epoch Coordinates (RECs). Coordinates estimated by National Geodetic Survey (NGS) for one (1) of the official reference epochs NGS will define (every five (5) or ten (10) years, as currently planned). As these coordinates are computed by NGS they are considered part of the National Spatial Reference System (NSRS).

4. A brief statement of the method used to obtain the position; and

5. The grid factor used, if applicable.

(3) Coordinates referenced to the Missouri **State Plane** Coordinate System *[of 1983]* may be used to reference corners in lieu of monuments.

AUTHORITY: section 60.401, RSMo Supp. 2024, and sections 327.041 and 327.272, RSMo 2016. This rule originally filed as 4 CSR 30-17.070. Original rule filed May 3, 1994, effective Dec. 30, 1994. For intervening history, please consult the Code of State Regulations. Amended: Filed Jan. 8, 2025.

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

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

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Board of Architects, Professional Engineers, Professional Land Surveyors and Professional Landscape Architects, PO Box 184, Jefferson City, MO 65102, via facsimile at (573) 751-8046, or via email at moapeplspla@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE

Division 2030 – Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects Chapter 17 – United States Public Land Survey Corners

PROPOSED AMENDMENT

20 CSR 2030-17.080 Approved Documents. The board is amending section (2).

PURPOSE: This amendment updates the reference to the coordinate system.

(2) Preparation of Certified Land Corner Document Forms. All information (except drawings) will be typed or completed in black ink. Lettering or typing shall not be less than eighthundredths inch (0.08") in height. Drawings may be made in black pencil so long as all drawings will make sharp and clear copies.

(A) The following information shall be included on all corner forms:

1. The description of the original monument, witness ties, and any subsequent restorations, including the date of

2. Signature and seal of the professional land surveyor;

3. Date of the survey field work;

4. Basis of bearing system used;

5. Description of the monument, monument marking, and witness/reference ties;

6. Comprehensive sketch of the corner location sufficient to find the monument; and

7. Coordinates referenced to the Missouri **State Plane** Coordinate System *[of 1983]*, if known.

AUTHORITY: section 60.401, RSMo Supp. 2024, and sections 327.041 and 327.272, RSMo 2016. This rule originally filed as 4 CSR 30-17.080. Original rule filed May 3, 1994, effective Dec. 30, 1994. For intervening history, please consult the Code of State Regulations. Amended: Filed Jan. 8, 2025.

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

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

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Board of Architects, Professional Engineers, Professional Land Surveyors and Professional Landscape Architects, PO Box 184, Jefferson City, MO 65102, via facsimile at (573) 751-8046, or via email at moapeplspla@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled. This section will contain the final text of the rules proposed by agencies. The order of rulemaking is required to contain a citation to the legal authority upon which the order or rulemaking is based; reference to the date and page or pages where the notice of proposed rulemaking was published in the *Missouri Register*; an explanation of any change between the text of the rule as contained in the notice of proposed rulemaking and the text of the rule as finally adopted, together with the reason for any such change; and the full text of any section or subsection of the rule as adopted that has been changed from the text contained in the notice of proposed rulemaking. The effective date of the rule shall be not less than thirty (30) days after the date of publication of the revision to the *Code* of *State Regulations*.

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

TITLE 5 – DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION Division 20 – Division of Learning Services Chapter 400 – Office of Educator Quality

ORDER OF RULEMAKING

By the authority vested in the State Board of Education (board) under sections 161.092 and 168.011, RSMo 2016, the board amends a rule as follows:

5 CSR 20-400.125 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 16, 2024 (49 MoReg 1391-1393). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code* of *State Regulations*.

SUMMARY OF COMMENTS: The board received three (3) comments regarding the proposed amendment.

COMMENT #1: The department, in reviewing the proposed regulation, has determined that based on feedback from applicants that the required minimum statements of support in subparagraph (1)(A)6.C. should be reduced from five (5) to three (3).

RESPONSE AND EXPLANATION OF CHANGE: The department has modified the amendment as proposed.

COMMENT #2: The department, in reviewing the proposed regulation, suggested for purposes of better organization of the regulation that paragraph (3)(C)1. under subsection (3)(C) Reapplications be moved to subsection (3)(B) Denials.

RESPONSE AND EXPLANATION OF CHANGE: The department has placed the language in subparagraph (3)(B)2.F.

COMMENT #3: The department, in reviewing the proposed regulation, noticed that an internal reference found within paragraph (3)(C)1. is incorrect. The correct citation should be section 536.130, RSMo.

RESPONSE AND EXPLANATION OF CHANGE: The department has modified the amendment as proposed.

5 CSR 20-400.125 Actions of the State Board of Education Relating to Applications for Educator Certificates

(1) Applications.

(A) Any application for a certificate of license to teach (certificate), including candidates for a Missouri educator certificate who are currently enrolled in professional education courses in conjunction with state-approved teacher preparation programs, shall be reviewed by the Office of Educator Quality within the Department of Elementary and Secondary Education (department). A complete application shall include –

1. Information regarding teaching certificates or similar titles and/or other professional licenses or similar titles held, including but not limited to disciplinary actions, denials, restrictions, revocations, voluntary surrenders, suspensions, reprimands, and/or investigations;

2. Consent authorizing the department, as it deems necessary or appropriate, to make contact with, interview, consult, obtain documentation, and verification from other persons and sources within or without Missouri with respect to the applicant, and the applicant's request for certification or recertification;

3. Transcripts and supporting documentation necessary to show compliance with all the requirements for certification that are in effect at the time application for certification or recertification is made;

4. Other information including recent employment and references requested by the department that may be deemed relevant to the request for certification or recertification;

5. A completed fingerprint-based background check processed by the Missouri State Highway Patrol (MSHP) and the Federal Bureau of Investigation (FBI);

6. If the applicant has a criminal history, then the following additional information is required for a complete application:

A. Information relating to any criminal history including being found guilty, entering a plea of guilty, receipt of a suspended imposition of sentence, receipt of a suspended execution of sentence, or entering a plea of *nolo contendere*, regardless of expungement for any violation of any laws of a state, the United States, or any other country, other than a minor traffic violation or a violation of a municipal ordinance. The applicant shall provide information about the date of the court action, the applicant's age at the time of the underlying offense, the facts of the crime, and whether the conduct that was the basis for the conviction was in the scope of the applicant's duties while employed by a school district, charter school, or private school;

B. A statement as to rehabilitative steps completed by the applicant relating to applicant's criminal conduct; and

C. A minimum of three (3) and maximum of ten (10)

statements provided by individuals who have knowledge of the applicant's character, conduct history, action, or activities since the applicant's criminal conduct. At least two (2) of the statements must be from individuals who are unrelated to the applicant by affinity or blood within the fourth degree.

(3) Decisions.

(B) Denials.

1. The Office of Educator Quality may deny an application. If the application is denied, the applicant may appeal to the commissioner of education.

2. Applicants who are denied by the Office of Educator Quality will be advised in writing of the reason(s) why certification is denied and will receive notice of the process for appeal.

A. The applicant, within thirty (30) days of receipt of written notice of denial, may file a written request with the commissioner of education to review the decision of the Office of Educator Quality. The request shall be mailed to the Commissioner of Education, PO Box 480, Jefferson City, MO 65102-0480 or emailed to commissioner@dese.mo.gov. The applicant shall provide all documentation to be considered by the commissioner of education or a designee in reviewing the application.

B. The commissioner of education or a designee will notify the applicant in writing of the decision.

C. If the commissioner of education or a designee approves the decision of the Office of Educator Quality in denying certification, the applicant, within thirty (30) days of receipt of written notice of the decision, may file a written notice of appeal (appeal) with the board by addressing the notice to the secretary of the State Board of Education, PO Box 480, Jefferson City, MO 65102-0480 or emailed to sbe@dese. mo.gov. In addition to stating the applicant's desire to appeal the denial of certification, the appeal shall include a statement of each reason the applicant relies upon to demonstrate support for the reversal of denial.

D. The applicant's appeal shall be placed on the agenda of the board as soon as reasonably possible. The applicant will be notified of the date, time, and place of the board meeting.

E. The appeal will consist of a record review of the application, related materials reviewed by the commissioner of education, and the applicant's additional statements. The applicant will not have the opportunity to present additional evidence to testify. The applicant will be notified in writing of the decision of the board.

F. Applications denied by the board are subject to judicial review by the circuit court under section 536.130, RSMo.

(C) Reapplications.

1. Applicants who have been denied certification and have completed the steps in subsection (3)(B) are barred from reapplication for one (1) year.

2. Individuals whose certification has been revoked under section 168.071.6, RSMo, are barred from reapplying for certification for five (5) years from the date that the revocation was implemented.

TITLE 5 – DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION Division 30 – Division of Financial and Administrative Services Chapter 660 – School Finance

ORDER OF RULEMAKING

By the authority vested in the State Board of Education (board) under sections 161.092, 163.043, and 163.087, RSMo 2016, and sections 160.415 and 163.031, RSMo Supp. 2024, the board rescinds a rule as follows:

5 CSR 30-660.090 Charter School Local Education Agency (LEA) Attendance Hour Reporting **is rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on October 15, 2024 (49 MoReg 1504-1505). No changes have been made to the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 7 – MISSOURI DEPARTMENT OF TRANSPORTATION Division 10 – Missouri Highways and Transportation Commission Chapter 25 – Motor Carrier Operations

ORDER OF RULEMAKING

By the authority vested in the Missouri Highways and Transportation Commission under section 304.180, RSMo Supp. 2024, and section 304.200, RSMo 2016, the commission amends a rule as follows:

7 CSR 10-25.020 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 16, 2024 (49 MoReg 1393-1399). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code* of *State Regulations*.

SUMMARY OF COMMENTS: The Missouri Highways and Transportation Commission received one (1) comment from one (1) entity on the proposed amendment.

COMMENT #1: Matthew Kelpe, Vice-President, Kelpe Contracting, Inc., submitted a comment regarding his support of the proposed amendment as well as recommending a change to paragraph (15)(G)2. regarding the escort requirements for superloads.

RESPONSE AND EXPLANATION OF CHANGE: The proposed language relative to superload escort requirements recommended by Mr. Kelpe is relevant and consistent with the intent of this rulemaking and paragraph (15)(G)2. will be revised. Mr. Kelpe also provided feedback on the impact of existing travel curfew restrictions for oversized load transportation in the urbanized areas of the state and requested consideration to amend those rules. Relaxing these curfew travel restrictions during the hours of peak commuter traffic introduces additional hazards to the traveling public and are not being considered as part of this rulemaking effort.

7 CSR 10-25.020 Oversize/Overweight Permits

ORDERS OF RULEMAKING

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

(G) Escort Requirements. If Missouri State Highway Patrol escorts are required for a continuous portion of the move, but not the entire move, they are only required for that portion. If the patrol escort is required for an intermittent portion of the move, they will be required to escort the entire move. In addition to escort requirements as outlined in subsection (9)(G), the following requirements apply to super heavy and large load movements. No more than three civilian escorts are required for any combination of paragraphs 1. through 4. below:

1. One (1) front and one (1) rear civilian escort is required for all superloads in excess of three hundred fifty thousand (350,000) pounds;

2. One (1) front civilian escort is required for all superloads on two- (2-) lane highways except for superloads that do not exceed two hundred twenty thousand (220,000) pounds and are not subject to any other applicable escort requirements;

3. If a load is required to cross bridge structures at crawl speed in the Kansas City and St. Louis areas, then one (1) front and two (2) rear civilian escorts are required for that portion of the move;

4. One (1) front and one (1) rear civilian escort is required on divided and multi-lane undivided highways if load exceeds sixteen feet (16') wide; and

5. In addition to the civilian escorts requirements as specified in subsections (9)(G) and (15)(G), Missouri State Highway Patrol escorts are required when load exceeds –

A. Sixteen feet (16') wide on any two- (2-) lane highway;

B. Eighteen feet (18') wide on divided or multi-lane undivided highway;

C. One hundred fifty feet (150') overall length on any highway;

D. Seventeen feet (17') high on any highway; or

E. Any time deemed necessary due to complexity of route or load. The Missouri State Highway Patrol may conduct a Level I inspection prior to performing escort services. Motor Carrier Services may, at their discretion, waive Missouri State Highway Patrol escort requirement or allow the substitution of local or military law enforcement in the place of Missouri State Highway Patrol escorts;

TITLE 10 – DEPARTMENT OF NATURAL RESOURCES Division 140 – Division of Energy Chapter 2 – Energy Set-Aside Fund

ORDER OF RULEMAKING

By the authority vested in the Division of Energy under sections 640.651–640.686, RSMo 2016 and RSMo Supp. 2024, the division amends a rule as follows:

10 CSR 140-2.020 General Provisions is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 16, 2024 (49 MoReg 1400). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 11 – DEPARTMENT OF PUBLIC SAFETY Division 45 – Missouri Gaming Commission Chapter 13 – Hearings

ORDER OF RULEMAKING

By the authority vested in the Missouri Gaming Commission under section 313.805, RSMo Supp. 2024, the commission amends a rule as follows:

11 CSR 45-13.030 Requests for Hearings is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2024 (49 MoReg 1442). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The public comment period ended October 31, 2024, and the commission held a public hearing on the proposed amendment on November 1, 2024. No one commented at the public hearing, and no written comments were received.

TITLE 11 – DEPARTMENT OF PUBLIC SAFETY Division 45 – Missouri Gaming Commission Chapter 30 – Bingo

ORDER OF RULEMAKING

By the authority vested in the Missouri Gaming Commission under section 313.065, RSMo 2016, the commission amends a rule as follows:

11 CSR 45-30.135 Bingo Workers is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2024 (49 MoReg 1442-1443). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The public comment period ended October 31, 2024, and the commission held a public hearing on the proposed amendment on November 1, 2024. No one commented at the public hearing, and no written comments were received.

TITLE 11 – DEPARTMENT OF PUBLIC SAFETY Division 45 – Missouri Gaming Commission Chapter 30 – Bingo

ORDER OF RULEMAKING

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By the authority vested in the Missouri Gaming Commission under section 313.065, RSMo 2016, the commission amends a rule as follows:

11 CSR 45-30.280 Net Receipts from Bingo and Bank Account is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2024 (49 MoReg 1443). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The public comment period ended October 31, 2024, and the commission held a public hearing on the proposed amendment on November 1, 2024. No one commented at the public hearing, and no written comments were received.

TITLE 11 – DEPARTMENT OF PUBLIC SAFETY Division 45 – Missouri Gaming Commission Chapter 30 – Bingo

ORDER OF RULEMAKING

By the authority vested in the Missouri Gaming Commission under section 313.065, RSMo 2016, the commission amends a rule as follows:

11 CSR 45-30.610 Wireless Technology is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on October 1, 2024 (49 MoReg 1443-1444). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The public comment period ended October 31, 2024, and the commission held a public hearing on the proposed amendment on November 1, 2024. No one commented at the public hearing, and no written comments were received.

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE Division 1140 – Division of Finance

Chapter 12 – Sale of Checks (Money Order) Licensees

ORDER OF RULEMAKING

By the authority vested in the Division of Finance under section 361.727, RSMo Supp. 2024, the division rescinds a rule as follows:

20 CSR 1140-12.010 Sale of Checks (Money Order) Bonds is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on November

1, 2024 (49 MoReg 1606). No changes have been made to the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE Division 1140 – Division of Finance Chapter 120 – Family Trust Company

ORDER OF RULEMAKING

By the authority vested in the Division of Finance under sections 362.1015(1), (3), (4), (6), (7), (8), (13), 362.1030.2, .3, 362.1035, 362.1037, 362.1040, 362.1070, and 362.1116, RSMo Supp. 2024, the division rescinds a rule as follows:

20 CSR 1140-120.020 Application to Register as a Family Trust Company **is rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on November 1, 2024 (49 MoReg 1606). No changes have been made to the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE Division 1140 – Division of Finance Chapter 120 – Family Trust Company

ORDER OF RULEMAKING

By the authority vested in the Division of Finance under sections 362.1015(10), 362.1030.1, .2, .4, .5, 362.1035.1, .3, and 362.1116, RSMo Supp. 2024, the division rescinds a rule as follows:

20 CSR 1140-120.030 Application to Register as a Foreign Family Trust Company **is rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on November 1, 2024 (49 MoReg 1606-1607). No changes have been made to the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE Division 1140 – Division of Finance Chapter 120 – Family Trust Company

ORDER OF RULEMAKING

By the authority vested in the Division of Finance under sections 362.1035, 362.1037, 362.1050, 362.1055, 362.1070, 362.1095, and 362.1116, RSMo Supp. 2024, the division rescinds a rule as follows:

20 CSR 1140-120.040 Annual Registration Report is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on November 1, 2024 (49 MoReg 1607). No changes have been made to the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE Division 4240 – Public Service Commission Chapter 3 – Filing and Reporting Requirements

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under sections 386.250 and 394.160, RSMo 2016, the commission amends a rule as follows:

20 CSR 4240-3.190 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 3, 2024 (49 MoReg 1359-1363). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code* of *State Regulations*.

SUMMARY OF COMMENTS: The public comment period ended Oct. 3, 2024, and the commission held a public hearing on the proposed amendment on Oct. 11, 2024. The commission received three (3) written comments during the comment period and the same three (3) entities made comments during the hearing.

COMMENT #1: J. Scott Stacey, Deputy Counsel, and Claire M. Eubanks, Manager-Engineering Analysis, on behalf of the staff of the commission made written comments in support of the proposed amendment. Staff indicated that the proposed amendments were essential to the health, safety, and welfare of Missouri residents by ensuring the commission is timely informed of certain data and events that may impact future rate proceedings and the provision of safe and adequate service by electrical corporations and the provision of safe service by the rural electric cooperatives. Staff noted that since the rule was last amended in 2010, there have been significant changes in energy market operations, metering technology, plant retirements, and renewable energy resources. Staff also noted that the proposed amendment was drafted to align with the objective of improving internal processes to more efficiently process electric rate cases. Additionally, staff gave a report of the history and process for developing the proposed amendment and recommended one change to the proposed amendment. Staff recommended that a change be made to

proposed subsection (4)(D) to reflect an updated date for the form incorporated by reference in the subsection.

RESPONSE AND EXPLANATION OF CHANGE: The commission appreciates the work its staff put into this amendment and will adopt the change as suggested by staff. Therefore, the date of the form referenced in proposed subsection (4)(D) will be changed to September 24, 2024.

COMMENT #2: Roger W. Steiner on behalf of Evergy Metro, Inc., d/b/a Evergy Missouri Metro and Evergy Missouri West, Inc. d/b/a Evergy Missouri West (collectively referred to as "Evergy"), filed written comments. Evergy noted that it had participated in discussions with staff regarding the drafting of the proposed amendment. Evergy provided the criteria it shared with staff in drafting the rule regarding how it is able to comply with part (2)(A)6.C.(I) of the proposed amendment. Evergy also stated regarding subsection (7)(B) that it intended to provide information in an electronic format and estimated that three months are needed to allow for system configurations to comply with the reporting templates. Staff responded that the rule will not become effective before approximately three months has elapsed and if Evergy needs a variance from the rule, it can file an application for such a variance.

RESPONSE: The commission appreciates Evergy's participation in the rulemaking process. As the earliest date this proposed amendment is expected to take effect is February 28, 2025, no change has been made as a result of this comment.

COMMENT #3: Nathan Williams, Chief Deputy Public Counsel, filed written comments on behalf of the Office of the Public Counsel (OPC). OPC generally supports the commission's proposed amendment, but made suggestions that it believed would further improve the clarity of the rule and would add reporting related to energy and capacity markets created since 2010 and reporting for generation technologies that have become commercially feasible at utility scale since 2010. OPC also commented regarding changing the organization of proposed section (4). Staff made written responses to OPC's comments and provided comments at the hearing in response to OPC's comments. Staff responded that it believes only the date change is necessary.

RESPONSE: The commission appreciates OPC's participation in the rulemaking process and looks forward to working with OPC in the future to continue to revise the commission's rules where necessary. The commission is satisfied with the changes recommended by staff and set out further below. Thus, no change was made as a result of these comments.

COMMENT #4: OPC commented suggesting the need for definitions of facility and generating unit for clarity. Staff responded it did not object to this addition.

RESPONSE AND EXPLANATION OF CHANGES: The commission finds adding the suggested definitions will provide clarity to the rule and will adopt them. Therefore the commission adds new section (1) and subsections (1)(A) and (1)(B) and renumbers proposed sections (1)-(9).

COMMENT #5: OPC commented that a change to proposed subsection (1)(B) should be made to remove the seven-day duration. Staff commented it did not object to this change.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees with the suggestions and will change proposed subsection (1)(B) to include capacity purchases regardless of duration.

COMMENT #6: Lena Mantle, on behalf of OPC, commented at

the hearing regarding OPC's proposed data reporting changes. OPC commented that the rule has been very useful since it was promulgated and was last updated in 2010. OPC commented, however, that much more data would be useful due to the changes in the energy market and technology since 2010. OPC indicated that the Missouri electric utilities currently had small pilot programs of battery storage and all the commissionregulated electric utilities have battery storage in their longrange resource plans. Thus, OPC suggested making changes to the rule now to accommodate that technology.

OPC suggested rewriting the requirements in proposed subsection (2)(B) regarding monthly reporting of hourly data. Staff responded to OPC's suggested changes that it prefers the way the rule is currently written with regard to moving language from proposed subsection (2)(B). Staff, however, was not opposed to some small clarifying changes in the language. Staff explained that proposed subsection (2) of the rule was written with consideration of the data needs for production cost modeling. Staff specifically noted that it was not aware of any electric utility with battery energy storage systems that are currently interconnected at transmission. Staff suggested that these requirements be reevaluated in the next statutory periodic rule review in 2029.

Staff also stated that electrical utilities report to the National Energy Regulatory Commission (NERC) via the Generating Availability Data System (GADs). Staff explained that staff is not aware of any electrical corporations operating battery storage systems co-located with its wind or solar facilities. Staff stated that GADs wind generation and GADs solar generation data reporting instructions outline performance records for energy storage relevant to OPC's suggestions. Staff also stated it has access to Standard & Poor's *S*&*P Global* and is able to access price information and download necessary data and the information is publicly available. Staff commented that the proposed section (2) was intended to be limited to data that can be easily extracted for analysis in spreadsheet or database software. OPC stated that the data that staff mentioned is not easy to locate.

At the hearing, Evergy commented that it had not had a chance to determine if OPC's suggested changes would increase the cost of the proposed rule to the electric utility. Both staff and OPC also stated they did not know what the fiscal cost of the changes would be. Evergy also provided additional written responses to OPC's comments stating that Evergy had worked with staff to ensure it could meet the reporting requirements of the proposed rule. Evergy commented that it is able to provide hourly load information in kilowatt hours (kWh) format only. Evergy also commented that it planned to only offer a one-month view of data and no historical data for future use. Evergy explained further how its data would be provided to comply with the proposed rule amendment. Staff stated in response that it understands Evergy's intentions. OPC responded with additional minor changes to its proposed language.

Evergy also commented that OPC's suggested new provision (3)(L) was too open-ended and was more than the normal "catch-all" for additional information.

RESPONSE AND EXPLANATION OF CHANGE: The commission appreciates OPC attempting to improve the proposed rule amendment. However, the commission has no way to determine the fiscal cost to the utilities of OPC's added requirements. As explained by staff, the intent of the rule was to limit the data required to data that can be easily extracted and provided in a usable format. Without knowing the fiscal costs of these extensive changes or having time to properly examine and receive feedback on those changes since they have not been published, the commission will not make most of OPC's suggested changes to proposed section (2). The commission will make one of the changes proposed for clarity. The commission will add "dispatchability" to proposed paragraph (2)(A)1.

COMMENT #7: OPC suggested changes to proposed subsection (1)(D) by adding a requirement for "thermal generating unit" and splitting the subsection into two subsections with additional changes to new subsection (1)(E). Staff responded that for a utility to develop a heat-rate curve, a schedule heatrate test is not always necessary. Staff also noted that this requirement is meant to be different than the requirement for the fuel adjustment clause (FAC) for heat rate/efficiency testing. Further Evergy commented that OPC's new subsection (1)(E) would require multi-point heat rate testing for each unit, significantly increasing the cost of compliance with the rule. RESPONSE: The commission's intent in promulgating this rule was to obtain the necessary information with the least cost to the utilities. Because OPC's change would require the utility to conduct multi-point heat rate testing in a manner that the utilities do not necessarily do at this time, the commission will not adopt OPC's suggested changes to proposed subsection (1) (D).

COMMENT #8: OPC commented that an additional requirement regarding regional transmission organization or independent system operator penalties should be included in section (2). Staff commented it did not object to this change.

RESPONSE AND EXPLANATION OF CHANGE: The commission finds the added requirement to be reasonable and no utility objection was received. Therefore, the commission will insert a requirement in new subsection (1)(F) and reletter the remaining subsections.

COMMENT #9: OPC commented that proposed subsection (1)(F) should include the non-steam generation account numbers. Staff proposed alternate language that would accommodate a future adoption of an updated version of the Federal Energy Regulatory Commission's Uniform System of Accounts (USOA). OPC replied that a reference to the USOA is unnecessary if the account numbers are removed from the rules.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees with its staff and will adopt staff's alternative language to proposed subsection (1)(F). This will allow the commission to adopt updates of the USOA in future rulemakings if needed.

COMMENT #10: OPC suggested making proposed subsection (1)(H) a new section because it is not a monthly report or an incident report under the other sections. Staff commented that it was not opposed to this change.

RESPONSE AND EXPLANATION OF CHANGE: The commission will adopt OPC's suggested change and will make proposed subsection (1)(G) a new section (5), add an "and" to proposed subsection (1)(F) and reletter, punctuate, and renumber the remaining subsections and sections accordingly, including the reference in proposed subsection (3)(C).

COMMENT #11: OPC commented that it would like to add battery storage facilities to proposed subsection (1)(C). Staff stated it did not object to this change unless the utilities raise a concern. Evergy commented that it had not had an opportunity to review the fiscal costs of OPC's proposed changes.

RESPONSE: The commission is not adopting the other provisions proposed by OPC with regard to battery storage. Therefore, it is not appropriate to include battery storage facilities in this section of the rule either when no evaluation of the fiscal costs of the changes has been made. No change was made as a result of these comments.

COMMENT #12: OPC suggested changing the word "plant" to "facility" in proposed paragraph (3)(A)3. Staff stated it did not oppose this change.

RESPONSE AND EXPLANATION OF CHANGE: The commission will make the wording change for clarity in proposed paragraphs (3)(A)1., (3)(A)4., and (3)(A)6. For consistency, the commission will make the same change to proposed subsection (1)(F).

COMMENT #13: OPC suggested a change to proposed paragraph (3)(A)3. to remove the accredited capacity limit on the reporting of certain forced outages. Staff responded that it prefers to keep the language as proposed. Staff stated that the purpose of the rule provision was to get timely notice of outages that are likely to impact the utility's ability to provide service. OPC replied that its change would allow the commission to receive notice of certain outages rather than reading about them in the news media.

RESPONSE: The commission agrees with staff regarding the purpose for the rule provision. No change is made as a result of this comment.

COMMENT #14: OPC commented suggesting changes to paragraph (3)(A)5. Staff responded with its own alternative language keeping the paragraph as part of the list. OPC replied with alternative language of its own.

RESPONSE AND EXPLANATION OF CHANGE: The commission will adopt staff's alternate language which incorporates some, but not all, of OPC's changes clarifying proposed paragraph (3) (A)5.

20 CSR 4240-3.190 Reporting Requirements for Electric Utilities and Rural Electric Cooperatives

(1) Definitions. The following definitions shall apply to this rule:

(A) Facility is a site at which electric generating units and/ or equipment for converting mechanical, chemical, and/ or nuclear energy into electric energy are situated. A facility may contain more than one (1) generating unit of the same or different type.

(B) Generating unit is an individual electric generator and its associated plant and apparatus whose electrical output is capable of being separately identified and metered.

(2) Every electric utility shall accumulate at least the following information and submit it monthly in the commission's electronic filing and information system (EFIS) by the last day of the month following the month to be reported:

(A) Monthly as-burned fuel report for each carbon-based fuel generating unit, including the amount of each type of fuel consumed, the British thermal unit (Btu) value of each fuel consumed, and the blending percentages (if applicable);

(B) Capacity purchases of regardless of duration;

(C) Schedule of planned outages of power production facilities;

(D) Schedule of planned fuel test burns, unit heat-rate tests provided as a heat-rate curve, and accreditation runs with documentation of the results of all tests and runs;

(E) Citations or notices of violation and copies of the electric utility response, or a statement that no such citations or notices were received, related to power production facilities received from any state or federal utility regulatory agency or environmental agency including but not limited to the Federal Energy Regulatory Commission (FERC), the North American Electric Reliability Corporation (NERC), the Nuclear Regulatory Commission (NRC), the Environmental Protection Agency (EPA), the Department of Natural Resources (DNR), and the Department of Energy (DOE);

(F) Penalties incurred under a Regional Transmission Organization or an Independent System Operator Open Access Transmission Tariff, the reason for the penalty, and the expected remediation steps; and

(G) The terms of new contracts or existing contracts which will be booked according to the FERC's Uniform System of Accounts as adopted by the commission in 20 CSR 4240-20.030 requiring the expenditure by the electric utility of more than two hundred thousand dollars (\$200,000) including but not limited to contracts for engineering, consulting, repairs, and modifications or additions to an electric facility.

(3) Monthly Reporting of Hourly Data.

(A) Every electric utility shall accumulate the information described below and submit it monthly in EFIS on the last day of the month following the month to be reported:

1. All generating unit outages and derates for all units regardless of size, dispatchability, fuel type, or ownership share;

2. Net system input for the electric utility;

3. Hourly generation for each generating unit both including and excluding hourly station use;

4. Hourly day-ahead cleared generation, hourly real-time generation, and ancillary services for each generating unit;

5. Hourly day-ahead load and real-time load at each load node;

6. Total load for each hour by –

A. Wholesale load;

B. Sale for resale load; and

C. Retail load by –

(I) Rate code if customers taking service on a rate code are metered at a consistent voltage; or

(II) Rate schedule for each voltage of service offered within each rate schedule; and

7. Megawatt amount and delivery prices of hourly purchases and sales of electricity from or to other electrical services providers, independent power producers, or cogenerators and small power producers, including any party to the purchase or sale, and the terms of the purchase or sale.

A. If adjustments are made to the price of hourly purchases after the purchase is made, provide the amount of the adjustment and the time period over which the adjustment was made.

(B) The information in this section shall be provided in an electronic format from which the data can be easily extracted for analysis in spreadsheet or database software using the templates provided by the commission.

(4) Incident Reporting.

(A) Every electric utility shall report through EFIS by the end of the first business day following discovery of an incident the information described below:

1. Details of any accident or event at a facility involving serious physical injury or death or property damage in excess of two hundred thousand dollars (\$200,000);

2. Forced outages of any nuclear generating unit(s) that could reasonably be anticipated to last longer than three (3) days;

3. Forced outages of any fossil-fuel fired generating unit(s) with an accredited capacity of greater than one hundred (100) megawatts that reasonably could be anticipated to last longer than three (3) days, when the unit(s) is forced out due to a

common or unforeseen occurrence;

4. Forced outages of wind and solar generating facilities when there is a loss of at least thirty percent (30%) of total installed capacity that reasonably could be anticipated to last longer than three (3) days, when the cause is due to a common or unforeseen occurrence;

5. Reductions of coal inventory below a thirty- (30-) day supply and reductions of oil inventory below fifty percent (50%) of the storage capacity of that oil facility; and

6. Loss of transmission capability that could limit the output of a generating facility or the transfer capability into or out of the electric utility's system.

(B) The electric utility shall submit, through EFIS within five (5) business days following the discovery, an update of the incident including any details not available at the time of the initial report.

(C) Incidents under paragraph (4)(A)1. require a detailed investigative report, which shall be submitted through EFIS within one hundred twenty (120) days.

(5) If a utility provides notice of a generating unit retirement to a regional transmission organization or an independent system operator, notice shall be provided to the commission in the applicable reporting month.

(6) Electrical Contact Reporting.

(A) Every electric utility and rural electric cooperative shall notify designated commission personnel by telephone or in writing by the end of the first business day following the discovery of any electrical contact, provided the utility or rural electric cooperative first has received proper notice or has actual knowledge of the electrical contact, as described below:

1. Electrical contact, arc, or flash with its energized electrical supply facilities or at locations it supplies power that results in admission to a hospital or the fatality of any person even when the source of the electric current is believed to have originated on the customer's side of the meter; or

2. Courtesy notifications may be provided regarding any other electrical contact, arc, or flash considered significant by the electric utility or rural electric cooperative.

(B) The electric utility or rural electric cooperative shall submit to designated commission personnel within ten (10) business days following the initial notification a written report consisting of any details not available at the time of the initial notification, including information relevant to the circumstances of the incident. Relevant information may include the number of persons injured, type and extent of injuries, cause (if known), extent of any resulting outages, identification of the physical equipment of such electric utility or cooperative, a description of work being performed at the location, weather conditions, and the land use surrounding the scene of the incident.

(C) Electrical contact reporting may be made through EFIS or using the Missouri Public Service Commission Electrical Contact Reporting Form, hereby incorporated by reference and made a part of this rule, as published by the commission, September 24, 2024, and provided on the commission website at psc.mo.gov. This rule does not incorporate any subsequent amendments or additions.

(D) Contact information for designated commission personnel is included on the Missouri Public Service Commission Electrical Contact Reporting Form, hereby incorporated by reference, as published by the commission, September 24, 2024, and provided on the commission website at psc.mo.gov. This rule does not incorporate any subsequent amendments or additions.

(E) Neither the initial notification or written report nor the public availability of either shall be deemed to be an admission or waiver of any privilege of the notifying or reporting electric utility or rural electric cooperative.

(7) All reports and information submitted by electric utilities and rural electric cooperatives pursuant to this rule shall be subscribed by an authorized representative of the electric utility or rural electric cooperative having knowledge of the subject matter and shall be stated to be accurate and complete, and contain no material misrepresentations or omissions, based upon facts of which the person subscribing the report or information has knowledge, information, or belief.

(8) The reporting requirements prescribed by this rule shall be in addition to all other reporting requirements prescribed by law.

(9) The information contained in the reports filed pursuant to this rule shall be subject to the provisions of section 386.480, RSMo, and the use of that information in any proceeding before the commission shall be governed by the terms of 20 CSR 4240-2.135 and any protective order issued by the commission in the proceeding, if a protective order has been issued.

(10) The receipt by the commission or commission staff of reports prescribed by this rule shall not bind the commission or commission staff to the approval or acceptance of, or agreement with, any matter contained in the reports for the purpose of fixing rates or in determining any other issue that may come before the commission.

(11) Upon proper application and after notice and an opportunity for hearing, the commission, in its discretion, may waive any provision of this rule for good cause shown.

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE Division 4240 – Public Service Commission Chapter 10 – Utilities

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under sections 386.040, 386.250, 393.140, and 393.270, RSMo 2016, the commission rescinds a rule as follows:

20 CSR 4240-10.095 Environmental Improvement Contingency Fund **is rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on September 3, 2024 (49 MoReg 1364). No changes have been made to the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The public comment period ended Oct. 3, 2024, and the commission held a public hearing on the proposed rescission on Oct. 8, 2024. The commission received one (1) written comment and one (1) comment at the hearing.

COMMENT #1: Scott Stacey, Deputy Counsel, Staff Counsel's Office of the commission, commented in writing and Mark

Johnson, Chief Staff Counsel of the commission, commented at the hearing in support of the rescission. Mr. Stacey and Mr. Johnson commented that this regulation has been utilized only one time and the application was unsuccessful. Staff counsel explained that this type of fund is difficult and costly to administer for the target utilities. For these reasons, staff counsel supports the rescission of the rule.

RESPONSE: The commission agrees with staff counsel's comments that the rule should be rescinded as it is not utilized and would be costly to administer if it were to be utilized in the future. No change was made as a result of this comment.

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE Division 4240 – Public Service Commission Chapter 50 – Water Utilities

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under sections 386.250 and 393.140, RSMo 2016, and section 386.266, RSMo Supp. 2024, the commission rescinds a rule as follows:

20 CSR 4240-50.050 Environmental Cost Adjustment Mechanism **is rescinded**.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on September 3, 2024 (49 MoReg 1364). No changes have been made to the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The public comment period ended Oct. 3, 2024, and the commission held a public hearing on the proposed rescission on Oct. 8, 2024. The commission received two (2) written comments and two (2) comments at the hearing.

COMMENT #1: Scott Stacey, Deputy Counsel, Staff Counsel's Office of the commission, commented in writing and Mark Johnson, Chief Staff Counsel of the commission, commented at the hearing in support of the rescission. Mr. Stacey and Mr. Johnson commented that this regulation arose from the passage of section 386.266, RSMo, but the rule has never been utilized in the eleven years it has been in effect.

RESPONSE: The commission agrees with staff counsel's comments that the rule should be rescinded as it is unnecessary. No change was made as a result of this comment.

COMMENT #2: Lindsay VanGerpen commented in writing and at the hearing on behalf of the Office of the Public Counsel (OPC). Ms. VanGerpen commented that the rule should remain because the statute requires the commission to promulgate a rule prior to it being able to promulgate an environmental cost adjustment mechanism. At the hearing, Mr. Johnson responded to this comment that the commission's application rule 20 CSR 4240-2.060 was sufficient to meet this requirement and provided the necessary requirements for filing an application at the commission.

RESPONSE: The commission disagrees with Ms. VanGerpen and finds that as Mr. Johnson stated, the application rule will provide sufficient process if a water utility should need to get an environmental cost recovery mechanism approved. No changes were made as a result of this comment.

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IN ADDITION

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

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE

IN ADDITION

Section 226.096, RSMo, Subsection 1 requires the Missouri Department of Commerce and Insurance to increase or decrease on an annual basis the current value of the limitation on awards for liability established under this section. The current value of the limitation is to be recalculated at the beginning of each year using the Implicit Price Deflator (IPD) for Personal Consumption Expenditures (PCE). Listed below are the new Construction Claims Binding Arbitration Limit, effective January 1, 2025, and the previous year's limit.

Index Based on 2017 Dollars	
Third Quarter 2023 IPD Index	120.912
Third Ouarter 2024 IPD Index	123.731

New 2025 Limit = 2024 Limit x (2024 Index/2023 Index) \$524,272 = \$512,327 x (123.731/120.912) for 2025

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE

IN ADDITION

Pursuant to section 376.1224, RSMo, regarding the maximum prescribed insurance benefit for the coverage of applied behavior analysis for the treatment of autism, the director of the Department of Commerce and Insurance is required to calculate the new maximum each year to adjust for inflation.

Using Consumer Price Index for All Urban Consumers (US City Average), as required by section 376.1224, RSMo, the new maximum required benefit was established by the following calculations:

Index Based on 1984 Dollars CPI for 2023: 304.702 CPI for 2024: 313.698

New ABA Mandated Maximum Benefit for 2025 = 2024 Limit x (2024 Annual Index/2023 Annual Index)

\$55,667 x (313.698/304.702) = \$57,311

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE

IN ADDITION

Section 538.210.8, RSMo, requires the Missouri Department of Commerce and Insurance to annually adjust the statutory

cap on non-economic damages in medical malpractice cases at a constant rate of one and seven-tenths percent (1.7%). The caps for 2025 are calculated below.

The new limit was established by the following calculation:

Cap for non-catastrophic injuries in 2024: \$465,530 Cap for catastrophic injuries in 2024: \$814,679

New caps for 2025:

Non-catastrophic injuries: (\$465,530 x 1.017) = \$473,444 Catastrophic injuries: (\$814,679 x 1.017) = \$828,529

TITLE 20 – DEPARTMENT OF COMMERCE AND INSURANCE

IN ADDITION

Pursuant to section 105.711, RSMo, regarding the State Legal Expense Fund, the director of Commerce and Insurance is required to calculate the new limit for the state legal defense fund.

Using Implicit Price Deflator (IPD) for Personal Consumption Expenditures (PCE), as required by section 105.711, RSMo, the State Legal Expense Fund Limit effective January 1, 2025, was established by the following calculation:

Index Based on 2017 Dollars	
Third Quarter 2023 IPD Index	120.912
Third Quarter 2024 IPD Index	123.731

New 2025 Limit = 2024 Limit x (2024 Index/2023 Index)

\$536,302 = \$524,083 x (123.731/120.912)

The Secretary of State is required by sections 347.141 and 359.481, RSMo, 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 editable electronic file manuscript by email to adrules.dissolutions@sos.mo.gov.

NOTICE TO CREDITORS AND CLAIMANTS OF LSAP MASTER TENANT, LLC

LSAP Master Tenant, LLC, a Missouri limited liability company (the "Company") has dissolved and is in the process of winding up its affairs. On January 6, 2025, the Company filed a Notice of Winding Up with the Missouri Secretary of State pursuant to section 347.137, RSMo. All claims against the Company should be presented in accordance with this notice. Claims should be in writing and sent to the Company at this mailing address:

LSAP Master Tenant, LLC Attn: Mr. Stephen A. Smith 319 N. 4th Street, Suite 1000 St. Louis, MO 63102

The claim must contain:

1) The name, address and telephone number of the claimants;

- 2) The amount of the claim or other relief demanded;
- 3) The basis of the claim and any documents related to the claim; and
- 4) The date(s) as of which the event(s) on which the claim is based occurred.

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

NOTICE OF WINDING UP TO ALL CREDITORS OF AND CLAIMANTS AGAINST ROZZY LEARNING COMPANY, LLC

On December 13, 2024, ROZZY LEARNING COMPANY, LLC filed its Notice of Winding Up with the Missouri Secretary of State. ROZZY LEARNING COMPANY, LLC requests that all persons and organizations who have claims against it present them immediately by letter to:

Allison Bischoff 777 E. Stella Lane, Apt. 135 Phoenix, AZ 85014

All claims must include the following information:

1) The name and address of the claimant;

2) The amount claimed;

3) The date on which the claim arose;

4) The basis for the claim and documentation thereof; and

5) Whether or not the claim was secured and, if so, the collateral used as security.

All claims against ROZZY LEARNING COMPANY, LLC will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the date of publication of this notice.

NOTICE OF DISSOLUTION AND WINDING UP OF A BUSINESS TO ALL CREDITORS OF AND CLAIMANTS AGAINST EWING SIGNAL CONSTRUCTION, LLC

On January 2, 2025, Ewing Signal Construction, LLC, a Missouri limited liability company (the "Company"), through its Receiver, served all known creditors and other parties in interest with its Notice of Dissolution and Winding Up and on January 6, 2025, the Company filed its Notice of Winding Up with the Missouri Secretary of State. All claims against the Company must be submitted in writing on or before the 6th day of April, 2025 to:

J. Michael Bridges, Receiver 3810 E. Sunshine Street, Suite 300 Springfield, MO 65809

Each claim must include the following information:

- 1) The name, address, and phone number of the claimant;
- 2) The amount of the claim;
- 3) The date on which the claim arose;
- 4) The basis for the claim; and
- 5) The documentation in support of the claim.

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

DISSOLUTIONS

NOTICE OF WINDING UP TO ALL CREDITORS OF AND CLAIMANTS AGAINST ALR SUPPORTING SERVICES, LLC

On December 30, 2024, ALR SUPPORTING SERVICES, LLC, a Missouri limited liability company (the "Company"), filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State. Said Notice was effective on December 30, 2024. The Company requests that all persons and organizations who have claims against it present them immediately by letter to:

The Company attn: David Zobel, Esq. c/o UB Greensfelder, LLP 10 S. Broadway, Suite 2000 St. Louis, Missouri 63l02

All claims must include:

1) The name and address of the claimant;

2) The amount claimed;

3) The basis for the claim;

4) the date(s) on which the event(s) on which the claim is based occurred; and

5) Any other documentation of the claim.

NOTICE: Pursuant to Section 347.141 RSMo, any claims against the Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication date of this notice.

NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY TO ALL CREDITORS OF AND CLAIMANTS AGAINST TANNER FAMILY FARMS, LLC

On December 7, 2024, Tanner Family Farms, LLC, a Missouri Limited Liability Company, filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State. The effective date of said Notice was December 7, 2024. Tanner Family Farms, LLC, hereby requests that all persons and organizations with claims against it present such claims immediately by letter to:

Tanner Family Farms, LLC c/o J. Patrick O'Loughlin, Attorney at Law 1736 N. Kingshighway Cape Girardeau, MO 63701

All claims must include:

1) The name, address, and telephone number of the claimant;

2) The amount claimed;

3) The basis for the claim;

4) The date(s) on which the events on which the claim is based occurred; and

5) The documentation in support of the claim.

NOTICE: Because of the dissolution of Tanner Family Farms, LLC, any and all claims against the Limited Liability Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the date of publication of this notice.

NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY TO ALL CREDITORS OF AND CLAIMANTS AGAINST BZ RACING, LLC

On December 30, 2024, BZ Racing, LLC, a Missouri limited liability company ("Company"), filed its Notice of Winding Up with the Missouri Secretary of State, effective on the filing date. All persons and organizations must submit to:

Company c/o Frank C. Carnahan, Esq., Carnahan Evans PC 2805 S. Ingram Mill Road Springfield, MO 65804

A written summary of any claims against the Company, including:

1) The claimant's name, address, and telephone number;

2) The amount of claim;

3) The date(s) claim accrued (or will accrue);

4) A brief description of the nature of the debt or the basis for the claim; and

5) If the claim is secured, and if so, the collateral used as security.

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

NOTICE OF DISSOLUTION TO ALL CREDITORS OF AND CLAIMANTS AGAINST STARTING USA CORPORATION

On December 20, 2024, Starting USA Corporation, a Missouri corporation (the "Corporation"), filed Articles of Dissolution by Voluntary Action with the Missouri Secretary of State, effective on the filing date. All claims against the Corporation must be submitted in writing to:

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Starting USA Corporation PO Box 279 Poplar Bluff, MO 63902

Each claim must include the following information:

1) The name, address, and phone number of the claimant;

2) The amount of the claim;

3) The date on which the claim arose;

4) The basis for the claim; and

5) The documentation in support of the claim.

Any and all claims against the Corporation will be barred unless a proceeding to enforce the claim is commenced within two (2) years after the publication of this notice.

NOTICE OF DISSOLUTION TO ALL CREDITORS OF AND CLAIMANTS AGAINST HOMETOWN PLUMBING KC, LLC

On January 10, 2025, HOMETOWN PLUMBING KC, LLC, a Missouri LLC (the "Company"), filed its Notice of Winding Up with the Missouri Secretary of State, effective on the filing date. Claims against the Company shall be mailed to:

Denker Law Firm LLC 229 SE Douglas, Ste 210 Lee's Summit, MO 64063

Claims must include:

1) The name, address, and phone number of the claimant;

2) The amount being claimed;

3) The date on which the claim arose;

4) The basis for the claim; and

5) All documentation to support the claim.

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

NOTICE OF DISSOLUTION TO ALL CREDITORS OF AND CLAIMANTS AGAINST G. P. & W., INC

On December 27, 2024, G. P. & W, INC., a Missouri corporation (the "Corporation"), filed its Articles of Dissolution by Voluntary Action with the Missouri Secretary of State. The dissolution is effective as of December 27, 2024. The Corporation requests that all persons and organizations with claims against it present them immediately by letter to the Corporation at:

600 Mason Ridge Center Drive St. Louis, MO 63141

All claims must include:

1) The name and address of the claimant;

2) The amount claimed;

3) The basis for the claim;

4) The date(s) on which the event(s) on which the claim is based occurred; and

5) A brief description of the nature of the debt or the basis for the claim.

NOTICE: Because of the dissolution of the Corporation, any claims against it will be barred unless a proceeding to enforce the claim is commenced within two (2) years after the publication date of the notices required by Mo. Rev. Stat. Section 351.482, whichever is published last.

NOTICE OF DISSOLUTION TO ALL CLAIMANTS AGAINST BOONSLICK MEDICAL GROUP, INC

On December 19, 2024, Boonslick Medical Group, Inc., a Missouri corporation, filed its Articles of Dissolution with the Missouri Secretary of State. Any and all claims against Boonslick Medical Group, Inc. may be sent to:

Beckemeier LeMoine Law 13421 Manchester Rd., Suite 103 St. Louis, MO 63131

Each claim must include:

1) The name, address, and telephone number of the claimant;

2) The amount claimed;

3) The basis of the claim; and

4) Copies of any documents or data supporting the claim.

Any claim against Boonslick Medical Group, Inc. will be barred unless a proceeding to enforce the claim is commenced within two (2) years after the publication of this notice.

NOTICE OF WINDING UP OF LIMITED LIABILITY COMPANY TO ALL CREDITORS OF AND CLAIMANTS AGAINST TANNER PLANTING CO. II, LLC

On December 7, 2024, Tanner Planting Co. II, LLC, a Missouri Limited Liability Company, filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State. The effective date of said Notice was December 7, 2024. Tanner Planting Co. II, LLC, hereby requests that all persons and organizations with claims against it present such claims immediately by letter to:

Tanner Planting Co. II, LLC c/o J. Patrick O'Loughlin, Attorney at Law 1736 N. Kingshighway Cape Girardeau, MO 63701

All claims must include:

1) The name, address, and telephone number of the claimant;

2) The amount claimed;

3) The basis for the claim;

4) The date(s) on which the events on which the claim is based occurred; and

5) The documentation in support of the claim.

NOTICE: Because of the dissolution of Tanner Planting Co. II, LLC, any and all claims against the Limited Liability Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the date of publication of this Notice as authorized by RSMo 347.141.

NOTICE OF DISSOLUTION OF CORPORATION TO ALL CREDITORS OF AND CLAIMANTS AGAINST SOUTH MANCHESTER CORP.

South Manchester Corp., a Missouri corporation (the "Corporation"), was dissolved on September 23, 2024, with the Missouri Secretary of State. The Corporation requests all persons and entities with claims against the Corporation present them in writing by mail to:

South Manchester Corp. c/o Jenkins & Kling, P.C. 150 N. Meramec Ave., Suite 400 St. Louis, Missouri 63105

Each claim must include:

1) The name, address, and telephone number of the claimant;

2) The amount of the claim;

3) The basis of the claim;

4) The date(s) of the event(s) on which the claim is based occurred; and

5) Documentation in support of the claim.

NOTICE: Any and all claims against the Corporation will be barred unless a proceeding to enforce the claim is commenced within two (2) years after the publication of this notice.

NOTICE OF WINDING UP NOTICE TO CREDITORS AND CLAIMANTS OF EL HEFE RE, LLC

EL HEFE RE, LLC filed its Notice of Winding Up with the Missouri SOS on 12-18-24. Persons who believe they have a claim against the LLC should present them by mail to:

EL HEFE RE LLC c/o Jeffrey W. Hinchcliff 1926 S 67th St. #350 Omaha, NE 68106

Each claim must include:

1) The name, address, and telephone number;

2) The amount of claim;

3) The date the claim was incurred;

4) The basis of claim;

5) The documentation of claim.

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

MISSOURI
REGISTER

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 – 49 (2024) and 50 (2025). MoReg refers to *Missouri Register* and the numbers refer to a specific *Register* page, R indicates a rescission, W indicates a withdrawal, S indicates a statement of actual cost, T indicates an order terminating a rule, N.A. indicates not applicable, RAN indicates a rule action notice, RUC indicates a rule under consideration, and F indicates future effective date.

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1 CSR 10	OFFICE OF ADMINISTRATION State Officials' Salary Compensation Schedule				47 MoReg 1457
1 051(10	č				17 Wokey 1157
2 CSR 80-2.001	DEPARTMENT OF AGRICULTURE State Milk Board		40 MoDog 1571		
2 CSR 80-2.001 2 CSR 80-2.002	State Milk Board		49 MoReg 1571 49 MoReg 1571		
2 CSR 80-2.002 2 CSR 80-2.004	State Milk Board		49 MoReg 1572		
2 CSR 80-5.010	State Milk Board		49 MoReg 1493		
2 CSR 90-30.040	Weights, Measures and Consumer Protection		49 MoReg 1441		
2 CSR 90-60.020	Weights, Measures and Consumer Protection		This Issue		
2 CSR 90-60.050	Weights, Measures and Consumer Protection		This Issue		
2 CSR 90-61.070 2 CSR 90-61.080	Weights, Measures and Consumer Protection Weights, Measures and Consumer Protection		This Issue This Issue		
2 CSR 90-65.040	Weights, Measures and Consumer Protection		This Issue		
2 CCD 10 4 12E	DEPARTMENT OF CONSERVATION				
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3 CSR 10-4.140 3 CSR 10-5.210	Conservation Commission		49 MoReg 731	49 MoReg 1305	
3 CSR 10-5.560	Conservation Commission		15 Money / 51	15 Money 1868	50 MoReg 121
3 CSR 10-5.710	Conservation Commission		49 MoReg 1493	50 MoReg 109	5
3 CSR 10-6.415	Conservation Commission		49 MoReg 1495	50 MoReg 109	
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3 CSR 10-6.550 3 CSR 10-7.410	Conservation Commission Conservation Commission		49 MoReg 1496 49 MoReg 1496	50 MoReg 109 50 MoReg 110	
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5 CSR 20-400.500	Division of Learning Services		50 MoReg 72		
5 CSR 20-400.530	Division of Learning Services		50 MoReg 74		
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6 CSR 10-10.010	Commissioner of Education		49 MoReg 1891R 49 MoReg 1891		
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7 CSR 10-15.010	Missouri Highways and Transportation Commission		50 MoReg 76		
7 CSR 10-25.020 7 CSR 60-2.010	Missouri Highways and Transportation Commission Highway Safety and Traffic Division	50 MoReg 65	49 MoReg 1393 50 MoReg 80		
7 CSR 60-2.010 7 CSR 60-2.030		50 MoReg 65	50 MoReg 80		
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10 CSR 10-6.060	Director's Office		49 MoReg 1054	50 MoReg 37	

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0 CSR 10-6.070 0 CSR 10-6.075	Director's Office Director's Office		50 MoReg 145 50 MoReg 149		
0 CSR 10-6.080	Director's Office		50 MoReg 149		
0 CSR 10-6.110	Director's Office		49 MoReg 1082	50 MoReg 37	
0 CSR 10-6.241	Director's Office		49 MoReg 1094	50 MoReg 38	
0 CSR 10-6.250	Director's Office		49 MoReg 1103	50 MoReg 38	
0 CSR 10-6.255	Director's Office		49 MoReg 1115	50 MoReg 38	
0 CSR 10-6.261	Director's Office		49 MoReg 1572		
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0 CSR 25-5.262	Hazardous Waste Management Commission		49 MoReg 1271	50 MoReg 113	
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0 CSR 25-7.270	Hazardous Waste Management Commission		49 MoReg 1279	50 MoReg 117	
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1 CSR 30-1.010	Office of the Director		49 MoReg 987	49 MoReg 1851	
1 CSR 30-8.010	Office of the Director		49 MoReg 987R	49 MoReg 1851R	
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1 CSR 30-8.030 1 CSR 30-8.040	Office of the Director Office of the Director		49 MoReg 988R 49 MoReg 988R	49 MoReg 1852R 49 MoReg 1852R	
1 CSR 30-8.040 1 CSR 30-19.010	Office of the Director		49 MoReg 988K	49 MoReg 1852	
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1 CSR 40-6.031	Division of Fire Safety		49 MoReg 1506		
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1 CSR 70-2.010	Division of Alcohol and Tobacco Control				
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RULE CHANGES SINCE UPDATE

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25-16	Establishes the Governor's Workforce of the Future Challenge for the Missouri Department of Elementary and Secondary Education, with the Missouri Department of Education and Workforce Development, to improve existing career and technical education delivery systems	January 28, 2025	Next Issue
25-15	Orders the Office of Childhood within the Missouri Department of Elementary and Secondary Education to improve the state regulatory environment for child care facilities and homes	January 28, 2025	Next Issue
25-14	Establishes the Missouri School Funding Modernization Task Force to develop recommendations for potential state funding models for K-12 education	January 28, 2025	Next Issue
25-13	Orders Executive Department directors and commissioners to solicit input from their respective agency stakeholders and establishes rulemaking requirements for state agencies	January 23, 2025	Next Issue
25-12	Establishes a Code of Conduct for all employees of the Office of the Governor	January 23, 2025	Next Issue
25-11	Designates members of his staff to have supervisory authority over departments, divisions, and agencies of state government	January 23, 2025	Next Issue
25-10	Declares a State of Emergency and activates the Missouri State Emergency Operations Plan due to forecasted severe winter storm systems and exempts hours of service requirements for vehicles transporting products utilized by poultry and livestock producers in their farming and ranching operations until January 24, 2025	January 17, 2025	Next Issue
25-09	Directs the Commissioner of Administration to ensure all flags of the United States and the State of Missouri are flown at full staff at all state buildings and grounds on January 20, 2025 for a period of 24 hours	January 15, 2025	This Issue
25-08	Declares a State of Emergency and activates the Missouri State Emergency Operations Plan and exempts hours of service requirements for vehicles transporting residential heating fuel until February 2, 2025	January 13, 2025	This Issue
25-07	Orders the Department of Corrections and the Missouri Parole Board to assemble a working group to develop recommendations to rulemaking for the parole process	January 13, 2025	This Issue
25-06	Orders the Director of the Department of Public Safety and the Superintendent of the Missouri State Highway Patrol to modify the Patrol's salary schedule by reducing the time of service required to reach the top salary tier from 15 years of service to 12 years of service	January 13, 2025	This Issue
25-05	Directs the Department of Public Safety in collaboration with the Missouri State Highway Patrol to include immigration status in the state's uniform crime reporting system and to facilitate the collection of such information across the state	January 13, 2025	This Issue
25-04	Directs the Director of the Department of Public Safety in collaboration with the Superintendent of the Missouri State Highway Patrol to establish and maintain a memorandum of understanding with the U.S. Department of Homeland Security and actively collaborate with federal agencies. The Superintendent of the Missouri State Highway Patrol shall designate members for training in federal immigration enforcement	January 13, 2025	This Issue

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Order	Subject Matter	Filed Date	PUBLICATION
25-03	Establishes the "Blue Shield Program" within the Department of Public Safety to recognize local governments committed to public safety within their community	January 13, 2025	This Issue
25-02	Establishes "Operation Relentless Pursuit," a coordinated law enforcement initiative	January 13, 2025	This Issue
25-01	Declares a State of Emergency and activates the Missouri State Emergency Operations Plan due to forecasted severe winter storm systems and exempts hours of service requirements for vehicles transporting residential heating fuel until January 13, 2025	January 3, 2025	This Issue
	2024		
24-16	Orders state offices to be closed at 12:00 p.m. on Tuesday, December 24, 2024	December 9, 2024	50 MoReg 14
24-15	Orders state offices to be closed on Friday, November 29, 2024	November 7, 2024	49 MoReg 1890
24-14	Declares a State of Emergency and directs the Missouri State Emergency Operations Plan be activated due to ongoing and forecasted severe storm systems	November 5, 2024	49 MoReg 1889
24-13	Declares a drought alert for 88 Missouri counties in accordance with the Missouri Drought Mitigation and Response Plan and orders the director of the Department of Natural Resources to activate and designate a chairperson for the Drought Assessment Committee	October 29, 2024	49 MoReg 1802
24-12	Revokes the rescission of Executive Order 97-97	October 24, 2024	49 MoReg 1801
24-11	Rescinds 177 executive orders that are no longer necessary or applicable to the operations of the government	October 23, 2024	49 MoReg 1799
24-10	Directs the Department of Health and Senior Services to address foods containing unregulated psychoactive cannabis products and the Department of Public Safety Division of Alcohol and Tobacco to amend regulations on unregulated psychoactive cannabis products	August 1, 2024	49 MoReg 1343
24-09	Orders executive branch state offices closed on Friday, July 5, 2024	July 1, 2024	49 MoReg 1188
24-08	Extends Executive Order 24-06 and the State of Emergency until July 31, 2024	June 26, 2024	49 MoReg 1187
24-07	Extends Executive Order 23-06 and the State of Emergency until June 30, 2024	May 30, 2024	49 MoReg 954
24-06	Declares a State of Emergency and directs the Missouri State Emergency Operations Plan be activated due to forecasted severe storm systems	May 2, 2024	49 MoReg 847
24-05	Extends Executive Order 23-05 to address drought-response efforts until September 1, 2024	April 26, 2024	49 MoReg 792
24-04	Designates members of his staff to have supervisory authority over departments, divisions and agencies of state government	February 29, 2024	49 MoReg 447
24-03	Declares a State of Emergency and declares Missouri will imple- ment the Emergency Mutual Aid Compact (EMAC) agreement with the State of Texas to provide support with border operations	February 20, 2024	49 MoReg 446
24-02	Declares a State of Emergency and directs the Missouri State Emergency Operations Plan be activated due to forecasted winter storm systems	January 11, 2024	49 MoReg 270
24-01	Orders the Dept. of Agriculture to establish rules regarding acquisitions of agricultural land by foreign businesses	January 2, 2024	49 MoReg 136

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- (pmo), [2019]2023 revision of the united states department of health and human services, public health service, food and drug administration; 2 CSR 80-2.001; 11/1/24
- adoption of the procedures governing the cooperative state-public health service/food and drug administration program of the national conference on interstate milk shipments, [2019]2023 revision of the united states department of health and human services, public health service, food and drug administration, and the national conference on interstate milk shipments; 2 CSR 80-2.002; 11/1/24

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- declares a State of Emergency and activates the Missouri State Emergency Operations Plan and exempts hours of service requirements for vehicles transporting residential heating fuel until February 2, 2025; 25-08; 2/18/25
- declares a State of Emergency and activates the Missouri State Emergency Operations Plan due to forecasted severe winter storm systems and exempts hours of service requirements for vehicles transporting residential heating fuel until January 13, 2025; 25-01; 2/18/25 declares a State of Emergency and directs the Missouri State
- Emergency Operations Plan be activated due to ongoing and forecasted severe storm systems; 24-14; 12/15/24
- directs the Commissioner of Administration to ensure all flags of
- the United States and the State of Missouri are flown at full staff
- at all state buildings and grounds on January 20, 2025 for a period of 24 hours; 25-09; 2/18/25
- directs the Department of Public Safety in collaboration with the Missouri State Highway Patrol to include immigration status in the state's uniform crime reporting system and to facilitate the collection of such information across the state; 25-05; 2/18/25
- directs the Director of the Department of Public Safety in collaboration with the Superintendent of the Missouri State Highway Patrol to establish and maintain a memorandum of understanding with the U.S. Department of Homeland Security and actively collaborate with federal agencies. The Superintendent of the Missouri State Highway Patrol shall designate members for training in federal immigration enforcement; 25-04; 2/18/25
- establishes "Operation Relentless Pursuit," a coordinated law enforcement initiative; 25-02; 2/18/25 establishes the "Blue Shield Program" within the Department
- of Public Safety to recognize local governments committed to public safety within their community; 25-03; 2/18/25
- orders state offices to be closed at 12:00 p.m. on Tuesday, December 24, 2024; 24-16; 1/2/25
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- rescinds 177 executive orders that are no longer necessary or applicable to the operations of the government; 24-11; 12/2/24

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Rulemaking Classes

Are you new to rulemaking or in need of a refresher course to assist you in filing rules or understanding the rulemaking process?

The Administrative Rules Division offers group and individual classes for rule drafting and preparation of rule packets. Please call Curtis at (573) 751-2022 or email curtis.treat@sos.mo.gov to schedule a class.

We offer both in-person and virtual classes.

Administrative Rules Contact Information

General Inquiries (573) 751-4015 rules@sos.mo.gov

Curtis W. Treat, Editor-in-Chief (573) 751-2022 curtis.treat@sos.mo.gov Stephanie Martin, Managing Editor (573) 522-2196 stephanie.martin@sos.mo.gov

Jacqueline D. White, Publication Specialist II (573) 526-1259 jacqueline.white@sos.mo.gov Vonne Kilbourn, Editor II (573) 751-1818 vonne.kilbourn@sos.mo.gov

Jennifer Alex Moore, Editor II (573) 522-2593 jennifer.moore@sos.mo.gov Tammy Winkelman, Administrative Aide III (573) 751-4015 tammy.winkelman@sos.mo.gov