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DEC 1 8 2003

SECRETARY OF STATE ADMINISTRATIVE RULES

MATT BLUNT Secretary of State Administrative Rules Division RULE TRANSMITTAL

A "SEPARATE" rule transmittal sheet must be used for EACH individual rulemaking.

Α.	Rule Number 4 CSR 240-3.155					
	Diskette File Name Final Order Rule 3.155	Word 2000				
	Name of Person to call with questions about		* 51-65-7115-			
	Content Warren Wood	Phone	573-751-2978	FAX	573-751-9285	
	Data Entry Susan Sundermeyer	Phone	573-751-4335	FAX	Same as above	
	Email Address warrenwood@psc.state.m					
	Interagency Mailing Address Governor Office Building, 200 Madison St., 7th Floor, Jefferson City, MO					
	Statutory Authority 386.250(6)		Current RSN	No date	2000	
	Date Filed With the Joint Committee on Administrative Rules Exempt per Sections 536.024 and 536.037, RSMo 2000, and Executive Order No. 97-97 (June 27, 1997)					
B.	CHECK, IF INCLUDED:					
	☐ Incorporation by reference materials, if any					
	Cover letter Authority with history of the rule					
	Affidavit Public cost					
	Forms, number of pages	Priva	rivate cost			
	Fiscal notes Hearing and comment period					
C.	RULEMAKING ACTION TO BE TAKEN					
	Emergency Rulemaking, (check one) rule amendment rescission termination					
	MUST include effective date					
	Proposed Rulemaking (check one)rule amendment rescission					
	☐ Order of Rulemaking (check one ☐ rule ☐ amendment ☐ rescission ☐ termination					
	MUST complete page 2 of this transmittal					
	Withdrawal (check one) □ rule □ amendment □ rescission □ emergency					
	Rule action notice In addition					
	Rule under consideration					
D.	SPECIFIC INSTRUCTIONS: Please indicate an	v special inst	tructions (e.g., pul	blication	date preference	
	identify material to be incorporated by reference, or forms included herein).					
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					(a)	

RULE TRANSMITTAL (PAGE 2)

E.	ORDER OF	RULEMAKING: Rule Number
	1a.	Effective Date for the Order Statutory 30 days Specific date
	1b.	Does the Order of Rulemaking contain changes to the rule text? YES NO
	1c.	If the answer is YES, please complete section F. If the answer is NO, STOP here.

F. Please provide a complete list of the changes in the rule text for the order of rulemaking, indicating the specific section, subsection, paragraph, subparagraph, part, etc., where each change is found. It is especially important to identify the parts of the rule that are being deleted in this order of rulemaking. This is not a reprinting of your order, but an explanation of what sections, subsections, etc. have been changed since the original proposed rule was filed.

(Start text here. If text continues to a third page, insert a continuous section break and, in section 3, delete the footer text. DO NOT delete the header, however.)

NOTE: ALL changes MUST be specified here in order for those changes to be made in the rule as published in the Missouri Register and the Code of State Regulations.

Add additional sheet(s), if more space is needed.



Commissioners

STEVE GAW Chair

CONNIE MURRAY

KELVIN L. SIMMONS

BRYAN FORBIS

ROBERT M. CLAYTON III

Hon. Matt Blunt

Missouri Jublic Service Commission

POST OFFICE BOX 360 JEFFERSON CITY, MISSOURI 65102 573-751-3234 573-751-1847 (Fax Number) http://www.psc.mo.gov

December 17, 2003

ROBERT J. QUINN, JR. Executive Director

WESS A. HENDERSON Director, Utility Operations

ROBERT SCHALLENBERG Director, Utility Services

DONNA M. PRENGER Director, Administration

DALE HARDY ROBERTS Secretary/Chief Regulatory Law Judge

> DANA K. JOYCE General Counsel

Secretary of State Administrative Rules Division 600 West Main Street Jefferson City, MO 65101

Dear Secretary Blunt:

Re: 4 CSR 240-3.155 Requirements for Electric Utility Cogeneration Tariff Filings

CERTIFICATION OF ADMINISTRATIVE RULE

I do hereby certify that the attached is an accurate and complete copy of the order of rulemaking lawfully submitted by the Missouri Public Service Commission on this 17th day of December 2003.

Statutory Authority: section 386.250(6)

If there are any questions regarding the content of this order of rulemaking, please contact: Dennis Frey, P.O. Box 360, Jefferson City, MO 65102, 573-751-8700, dennyfrey@psc.state.mo.us.

Sincerely.

Dale Hardy Roberts

Secretary/Chief Regulatory Law Judge

DF/sls

Enclosures: Transmittal Form, Order of Rulemaking & 3.5" Diskette

Title 4 - DEPARTMENT OF ECONOMIC DEVELOPMENT

Division 240 – Public Service Commission Chapter 3 – Filing and Reporting Requirements RECEIVED

DEC 1 8 2003

SECRETARY OF STATE ADMINISTRATIVE RULES

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under sections 386.250 and 393.140, RSMo 2000, the Public Service Commission adopts an amended rule as follows:

4 CSR 240-3.155 Requirements for Electric Utility Cogeneration Tariff Filings is adopted.

A notice of the proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 2, 2003 (*Missouri Register*, Vol. 28, No. 17). This proposed amended rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: A public hearing on this proposed amended rule was held October 8, 2003, and the public comment period ended October 2, 2003. At the public hearing, Warren Wood, Manager of the Energy Department of the Public Service Commission of Missouri, briefly explained the development of the proposed rule. No comments were received regarding the proposed amendment to the rule.