

FILED
February 14, 2008
Data Center
Missouri Public
Service Commission



Robin Carnahan
Secretary of State

Administrative Rules Division
Rulemaking Transmittal Receipt

Rule ID: 8296
Date Printed: 2/11/2008
Rule Number: 4 CSR 240-40.080
Rulemaking Type: Final Order Amendment
Date Submitted to Administrative Rules Division: 2/11/2008
Date Submitted to Joint Committee on Administrative Rules: 1/8/2008

Name of Person to Contact with questions concerning this rule:

Content: Cully Dale

Phone: 751-5244

Email: cully.dale@psc.mo.gov

Fax: NA

RuleDataEntry:

Phone:

Email:

Fax:

Included with Rulemaking:

Cover Letter

2/11/2008

Print Close

Robin Carnahan

Secretary of State
Administrative Rules Division

RULE TRANSMITTAL

Administrative Rules Stamp

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SECRETARY OF STATE
ADMINISTRATIVE RULES

Rule Number 4 CSR 240-40.080

Use a "SEPARATE" rule transmittal sheet for EACH individual rulemaking.

Name of person to call with questions about this rule:

Content Cully Dale Phone 573-751-4255 FAX

Email address cully.dale@psc.mo.gov

Data Entry same Phone FAX

Email address

Interagency mailing address Public Service Comm'n, Governor Ofc Bldg, 9th Fl, Jeff City

TYPE OF RULEMAKING ACTION TO BE TAKEN

☐ Emergency rulemaking, include effective date

☐ Proposed Rulemaking

☐ Withdrawal ☐ Rule Action Notice ☐ In Addition ☐ Rule Under Consideration

☒ Order of Rulemaking

Effective Date for the Order

☒ Statutory 30 days OR Specific date

Does the Order of Rulemaking contain changes to the rule text? ☒ NO

☐ YES—LIST THE SECTIONS WITH CHANGES, including any deleted rule text:

Small Business Regulatory
Fairness Board (DED) Stamp

JCAR Stamp

JOINT COMMITTEE ON

JAN 08 2008

ADMINISTRATIVE RULES



Commissioners

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Chairman

CONNIE MURRAY

TERRY JARRETT

ROBERT M. CLAYTON III

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Director, Utility Operations

COLLEEN M. DALE
Secretary/Chief Regulatory Law Judge

KEVIN A. THOMPSON
General Counsel

February 11, 2008

Honorable Robin Carnahan
Secretary of State
Administrative Rules Division
600 West Main Street
Jefferson City, Missouri 65101

Dear Secretary Carnahan:

Re: **4 CSR 240-40.080 Drug and Alcohol Testing**

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 for filing on this 11th day of February, 2008.

Statutory Authority: Sections 386.250(6) RSMo 2000

If there are any questions regarding the content of this order of rulemaking, please contact:

Colleen M. Dale, Secretary
Missouri Public Service Commission
200 Madison Street, P.O. Box 360
Jefferson City, MO 65102
(573) 751-4255
cully.dale@psc.mo.gov

BY THE COMMISSION

Colleen M. Dale
Secretary
Missouri Public Service Commission

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Title 4 – DEPARTMENT OF ECONOMIC DEVELOPMENT
Division 240 – Public Service Commission
Chapter 40 – Gas Utilities and Gas Safety Standards

FEB 11 2008

SECRETARY OF STATE
ADMINISTRATIVE RULES

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under sections 386.250 RSMo 2000, the commission amends a rule as follows:

4 CSR 240-40.080 is amended.

A notice of proposed rulemaking containing the text of the proposed amendments was published in the *Missouri Register* on November 15, 2007 (32 MoReg 2239). No changes have been made to the proposed amendments, so they are not reprinted here. These proposed amendments become effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: A public hearing on the proposed amendments was held December 17, 2007, and the public comment period ended December 17, 2007. No written comments were received and one (1) person testified at the hearing. The person testifying at the hearing was John Kottwitz on behalf of the staff of the Missouri Public Service Commission. The testimony verified the need for the proposed amendments and generally supported them.

RESPONSE: No changes have been made as a result of these comments.

