

Robin Carnahan
Secretary of State
Administrative Rules Division
RULE TRANSMITTAL

Administrative Rules Stamp

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SECRETARY OF STATE
ADMINISTRATIVE RULES

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

- A. Rule Number 4 CSR 240-125.060
Diskette File Name Proposed 125.060
Name of person to call with questions about this rule:
Content Mary Weston Phone 573-751-6726 FAX 573-751-9285
E-mail address mary.weston@psc.mo.gov
Data entry Lesli Belt Phone 573-751-7499 FAX 573-751-9285
E-mail address lesli.belt@psc.mo.gov
Interagency mailing address GOB, 200 Madison Street, 8th Floor, Jefferson City
Statutory Authority 700.692 Current RSMo date 2004
Date filed with the Joint Committee on Administrative Rules Exempt per Sections
536.004 and 536.037, RSMo & Executive Order No. 97-97 (June 27, 1997)
- B. CHECKLIST guide for rule packets:
- | | |
|--|---|
| <input checked="" type="checkbox"/> This transmittal completed | <input type="checkbox"/> Forms, number of pages _____ |
| <input checked="" type="checkbox"/> Cover letter | <input type="checkbox"/> Authority section with history of the rule |
| <input checked="" type="checkbox"/> Affidavit | <input type="checkbox"/> Public cost statement |
| <input type="checkbox"/> Small business impact statement | <input type="checkbox"/> Private cost statement |
| <input checked="" type="checkbox"/> Fiscal notes | <input type="checkbox"/> Hearing date _____ |
- C. RULEMAKING ACTION TO BE TAKEN
- ☐ Emergency rulemaking (choose one) ☐ rule, ☐ amendment, ☐ rescission, or ☐ termination
- MUST** include effective date _____
- ☒ Proposed Rulemaking (choose one) ☒ rule, ☐ amendment, or ☐ rescission
- ☐ Order of Rulemaking (choose one) ☐ rule, ☐ amendment, ☐ rescission, or ☐ termination
- MUST** complete page 2 of this transmittal
- ☐ Withdrawal (choose one) ☐ rule, ☐ amendment, ☐ rescission or ☐ emergency)
- ☐ Rule action notice ☐ In addition ☐ Rule under consideration
- D. SPECIFIC INSTRUCTIONS: Any additional information you may wish to provide to our staff _____

Small Business Regulatory
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Small Business Regulatory
Fairness Board

JCAR Stamp



Commissioners

JEFF DAVIS
Chairman

CONNIE MURRAY

STEVE GAW

ROBERT M. CLAYTON III

LINWARD "LIN" APPLING

Missouri Public Service Commission

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

WESS A. HENDERSON
Director, Utility Operations

ROBERT SCHALLENBERG
Director, Utility Services

DALE HARDY ROBERTS
Secretary/Chief Regulatory Law Judge

DANA K. JOYCE
General Counsel

January 14, 2005

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

Dear Secretary Carnahan,

RE: 4 CSR 240-125.060 Licensing

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 14th day of January 2005.

Statutory Authority: section 700.692, RSMo 2004

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

Mary Weston
200 Madison
Jefferson City, MO 65102
Phone (573) 751-6726
Email: mary.weston@psc.mo.gov

Sincerely yours,

A handwritten signature in black ink, appearing to read "Dale Hardy Roberts", is written over a horizontal line.

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission

Title 4 – DEPARTMENT OF ECONOMIC DEVELOPMENT

Division 240 – Public Service Commission

Chapter 125 - Manufactured Home Installers

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PROPOSED RULE

SECRETARY OF STATE
ADMINISTRATIVE RULES

4 CSR 240-125.060 Licensing

PURPOSE: This rule establishes manufactured home installer licensing, renewal and disciplinary requirements.

(1) Issuance and possession of license

(A) A manufactured home installer license or a limited use installer license shall be issued to the person named on the application and shall not be transferable.

(B) The licensee shall notify the commission in writing within thirty (30) days of any address change.

(2) License Renewal

(A) Licenses issued under this program shall expire on June 30 of each year.

(B) Forty-five (45) days prior to license expiration the commission shall mail each licensee a license renewal application.

(C) An application for renewal of a current license shall include evidence that the applicant has completed a minimum of eight hours of continuing education, as required by the commission and the act and shall be accompanied by the required renewal fee, **which shall be the same amount as the application fee established in 4 CSR 240-125.040.** Each Installer must attend an approved installer certification renewal class every three (3) years or as otherwise required by the commission or the act.

(D) A license renewal application must be submitted to the commission prior to the expiration date of the license. Persons wishing to apply for a license after their license has expired must reapply for a new license and meet all requirements of a new applicant. The commission shall not be responsible for notification if the licensee has changed addresses without notifying the commission within thirty (30) days of the address change.

(3) License suspension and revocation.

(A) The director may give the licensed installer twenty (20) days from the date of final written notice before filing a formal complaint with the commission for failure to comply with any of the provisions under chapter 700, the rules promulgated thereunder or the act or the code(s) as adopted under this chapter.

AUTHORITY: section 700.692, RSMo Supp. 2004. Original rule filed _____, 2005, effective _____, 2005.

PUBLIC ENTITY COST: This proposed rule will cost state agencies or political subdivisions approximately \$30,000.00 annually beginning in FY 2007.

PRIVATE ENTITY COST: *This proposed rule will cost private entities approximately \$30,000.00 annually beginning in FY 2007.*

NOTICE TO SUBMIT COMMENTS: *Anyone may file a statement in support of or in opposition to this proposed rule with the Public Service Commission, Dale Hardy Roberts, Secretary, P.O. Box 360, Jefferson City, Missouri 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. Comments may also be submitted via a filing using the commission's electronic filing and information system at <http://www.psc.mo.gov/efis.asp>. No public hearing is scheduled.*

**FISCAL NOTE
PUBLIC COST**

I. RULE NUMBER

Rule Number and Name	4 CSR 240-125.060 Licensing
Type of Rulemaking	Proposed Rule

II. SUMMARY OF FISCAL IMPACT

Affected Agency or Political Subdivision	Estimated Cost of Compliance in the Aggregate
Department of Economic Development - Missouri Public Service Commission	PSC - \$30,000.00 – Total Cost starting FY 2007

III. WORKSHEET

Cost – Public Service Commission – Manufactured Housing Fund

Personnel	\$14,823.00
Expenses & Equipment	\$ 9,354.00
Fringe Benefits	\$ 5,823.00
Total Cost – PSC	\$30,000.00

IV. ASSUMPTIONS

1. The Missouri Public Service Commission, Manufactured Housing and Modular Units Program will set renewal licensing fees to cover the cost of the new program.
2. All receipts from licensing fees will be deposited into the manufactured housing fund.
3. It is estimated that 200 installers will require annual license renewal.

**FISCAL NOTE
PRIVATE ENTITY COST**

I. RULE NUMBER

Rule Number and Name	4 CSR 240-125.060 Licensing
Type of Rulemaking	Proposed Rule

II. SUMMARY OF FISCAL IMPACT

Estimate of the number of entities by class which could be affected by the adoption of the proposed rule:	Classifications by type of the business entities which would likely be affected:	Estimate in the aggregate as to the cost of compliance with the rule by the affected entities
200	Manufactured Home Installers	\$30,000 starting in FY 2007.

III. WORKSHEET

1. The estimated number of installer licensees for Fiscal Year 2006 will be 200.
2. 200 licensees costing \$150 per license = \$30,000.00

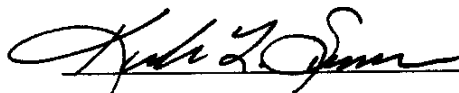
IV. ASSUMPTIONS

1. The Missouri Public Service Commission has determined through the Missouri Manufactured Housing Association and "town meetings" that the number of installers that will file applications is 200.
2. The number of installers is estimated to remain constant.

AFFIDAVIT

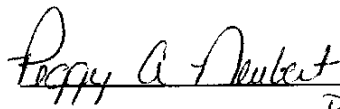
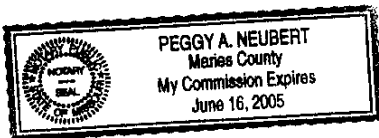
STATE OF MISSOURI)
)
COUNTY OF COLE)

I, Kelvin L. Simmons, Director of the Department of Economic Development, first being duly sworn on my oath state that it is my opinion the attached fiscal note for the proposed rule of 4 CSR 240-125.060 is a reasonably accurate estimate.



Kelvin L. Simmons
Director
Department of Economic Development

Subscribed and sworn to before me this 7th day of January, 2005.
I am commissioned as a notary public within the County of Marion,
State of Missouri, and my commission expires on June 16, 2005.



NOTARY PUBLIC Peggy A. Neubert



Robin Carnahan
Secretary of State

**Administrative Rules Division
Rulemaking Transmittal Receipt**

Rule ID: 2466
Date Printed: 1/14/2005
Rule Number: 4 CSR 240-125.060
Rulemaking Type: Proposed Rule
Date Submitted to Administrative Rules Division: 1/14/2005
Date Submitted to Joint Committee on Administrative Rules:

Name of Person to Contact with questions concerning this rule:

Content: Mary Weston	Phone: 751-6726	Email: mary.weston@psc.mo.gov	Fax: 751-9285
RuleDataEntry: Lesli Belt	Phone: 751-7499	Email: lesli.belt@psc.mo.gov	Fax: 751-9285

Included with Rulemaking:

Cover Letter	1/14/2005
Public Fiscal Note	1/14/2005
Private Fiscal Note	1/14/2005
Affidavit for public cost	1/14/2005

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