

John R. Ashcroft

Secretary of State
Administrative Rules Division

RULE TRANSMITTAL

Administrative Rules Stamp

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JAN 15 2021

SECRETARY OF STATE
ADMINISTRATIVE RULES

Rule Number 20 CSR 4240-125.040

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

Name of person to call with questions about this rule:

Content Nancy Dippell Phone 573-751-8518 FAX 573-526-6010

Email address Nancy.Dippell@psc.mo.gov

Data Entry Kayla Kliethermes Phone 573-751-4256 FAX 573-526-6010

Email address Kayla.Kliethermes@psc.mo.gov

Interagency mailing address Public Service Commission, 9th Floor Gov. Office Bldg, JC, Mo

TYPE OF RULEMAKING ACTION TO BE TAKEN

☐ Emergency Rulemaking ☐ Rule ☐ Amendment ☐ Rescission ☐ Termination

Effective Date for the Emergency _____

☐ Proposed Rulemaking ☐ Rule ☐ Amendment ☐ Rescission

☐ Rule Action Notice ☐ In Addition ☐ Rule Under Consideration

☐ Request for Non-Substantive Change

☐ Statement of Actual Cost

☒ Order of Rulemaking ☐ Withdrawal ☐ Adopt ☒ Amendment ☐ Rescission

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

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By Joint Committee on Administrative Rules at 11:06 am, Dec 16, 2020



WILLIAM P. KENNEY
Commissioner

MAIDA J. COLEMAN
Commissioner

Missouri Public Service Commission

RYAN A. SILVEY
Chairman

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

SCOTT T. RUPP
Commissioner

JASON R. HOLSMAN
Commissioner

December 16, 2020

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

Re: 20 CSR 4240-125.040(1)(C) Manufactured Home Installer License

Dear Secretary Ashcroft,

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.

Statutory Authority: *section 700.692, RSMo*

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

Morris Woodruff, Chief Regulatory Law Judge
Missouri Public Service Commission
200 Madison Street
P.O. Box 360
Jefferson City, MO 65102
(573) 751-2849
Morris.Woodruff@psc.mo.gov

A handwritten signature in black ink that reads "Morris L. Woodruff".

Morris L. Woodruff
Chief Regulatory Law Judge



Enclosures

STATE CAPITOL
201 W. CAPITOL AVENUE, ROOM 216
JEFFERSON CITY, MISSOURI 65101



(573) 751-3222
WWW.GOVERNOR.MO.GOV

Michael L. Parson

GOVERNOR
STATE OF MISSOURI

December 10, 2020

Mr. Ryan Silvey
Public Service Commission
200 Madison Street
PO Box 360
Jefferson City, MO 65102

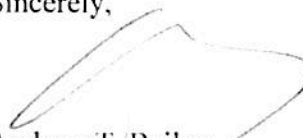
Dear Ryan:

This office has received your Final Order of Rulemaking for the following regulations:

- 20 CSR 4240-125.040 Manufactured Home Installer License

Executive Order 17-03 requires this office's approval before state agencies release proposed regulations for notice and comment, amend existing regulations, rescind regulations, or adopt new regulations. After our review of this regulation, we approve the submission to the Joint Committee on Administrative Rules and the Secretary of State.

Sincerely,

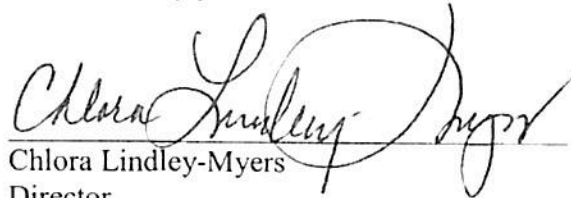


Andrew T. Bailey
Deputy General Counsel

**AFFIDAVIT
PUBLIC COST**

STATE OF MISSOURI)
)
COUNTY OF COLE)

I, Chlora Lindley-Myers, Director of the Department of Commerce and Insurance, first being duly sworn, on my oath, state that it is my opinion that the cost of proposed amendment to rule, 20 CSR 4240-125.040, is less than five hundred dollars in the aggregate to this agency, any other agency of state government or any political subdivision thereof.


Chlora Lindley-Myers
Director
Department of Commerce and Insurance

Subscribed and sworn to before me this 22nd day of September, 2020, I am commissioned as a notary public within the County of Cole, State of Missouri, and my commission expires on May 18, 2024.



KIMBERLY LANDERS
My Commission Expires
May 18, 2024
Callaway County
Commission #12558402


Notary Public

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JAN 15 2021

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE
Division 4240—Public Service Commission
Chapter 125—Manufactured Home Installers

SECRETARY OF STATE
ADMINISTRATIVE RULES

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 700.692, RSMo 2016, the commission amends a rule as follows:

20 CSR 4240-125.040 Manufactured Home Installer License is **amended**.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on November 2, 2020 (45 MoReg 1673-1674). No changes have been made in 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 December 2, 2020, and the commission held a public hearing on the proposed amendment on December 3, 2020. The commission's staff filed a written comment and testified at the hearing in support and explanation of the amendment. No other comments were received.

COMMENT #1: Staff explained that the amendment was needed to allow manufactured home installers to attend and staff to conduct license certification classes virtually when extenuating circumstances, such as the COVID-19 pandemic, exist.

RESPONSE: The commission thanks staff for its work in making this change in order to protect staff and the public during the current pandemic and any future unknown extenuating circumstances. No change was made as a result of this comment.

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By Joint Committee on Administrative Rules at 11:07 am, Dec 16, 2020

Small Business Regulatory Fairness Board Small Business Impact Statement

Date: September 16, 2020

Rule Number: 20 CSR 4240-125.040(1)(C)

Name of Agency Preparing Statement: Missouri Public Service Commission

Name of Persons Preparing Statement: Karen Bretz and Justin Smith

Phone Number: 573-751-5472 **Email:** Karen.Bretz@psc.mo.gov
573-526-2833 Justin.Smith@psc.mo.gov

Name of Persons Approving Statement: Kevin Thompson and Natelle Dietrich

Please describe the methods your agency considered or used to reduce the impact on small businesses *(examples: consolidation, simplification, differing compliance, differing reporting requirements, less stringent deadlines, performance rather than design standards, exemption, or any other mitigating technique).*

The amendment increases manufactured home installers' flexibility to complete their certification class requirement.

Please explain how your agency has involved small businesses in the development of the proposed rule.

The Commission will accept comments and hold a public hearing on the proposed rule.

Please list the probable monetary costs and benefits to your agency and any other agencies affected. Please include the estimated total amount your agency expects to collect from additionally imposed fees and how the moneys will be used.

No monetary costs to our agency or any other agencies are anticipated. No fees are imposed or rescinded.

Please describe small businesses that will be required to comply with the proposed rule and how they may be adversely affected.

Small businesses who are manufactured home installers will be required to comply. No adverse effect is anticipated since the amendment offers additional opportunities for installers to comply with current requirements.

Please list direct and indirect costs (in dollars amounts) associated with compliance.

No costs are anticipated with compliance.

Please list types of business that will be directly affected by, bear the cost of, or directly benefit from the proposed rule.

Manufactured home installers will directly benefit from this rule.

Does the proposed rule include provisions that are more stringent than those mandated by comparable or related federal, state, or county standards?

Yes____ No X

If yes, please explain the reason for imposing a more stringent standard.

For further guidance in the completion of this statement, please see §536.300, RSMo.