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October 26, 2000

BRIAN D. KINKADE
Executive Director

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Director, Research and Public Affairs

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Director, Utility Operations

ROBERT SCHALLENBERG
Director, Utility Services

DONNA M. KOLILIS
Director, Administration

DALE HARDY ROBERTS
Secretary/Chief Regulatory Law Judge

DANA K. JOYCE
General Counsel

Mr. Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge
Missouri Public Service Commission
P. O. Box 360
Jefferson City, MO 65102

FILED³

OCT 26 2000

Missouri Public
Service Commission

RE: Case No. MX-2000-434

Dear Mr. Roberts:

Enclosed for filing in the above-captioned case are an original and eight (8) conformed copies of a **MOTION FOR FINDING OF NECESSITY OF RULEMAKING**.

This filing has been mailed or hand-delivered this date to all counsel of record.

Thank you for your attention to this matter.

Sincerely yours,

Bruce H. Bates
Associate General Counsel
(573) 751-7434
(573) 751-9285 (Fax)

Enclosure
cc: Counsel of Record

**BEFORE THE PUBLIC SERVICE COMMISSION
OF THE STATE OF MISSOURI**

FILED³
OCT 26 2000
Missouri Public
Service Commission

In the Matter of a Proposed Amendment)
to Rule 4 CSR 240-120.011 - Definitions.)

Case No. MX-2000-434

MOTION FOR FINDING OF NECESSITY OF RULEMAKING

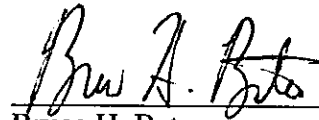
COMES NOW the Director of the Manufactured Housing and Modular Units Program of the Missouri Public Service Commission ("Director" and "Program"), by and through the Missouri Public Service Commission's ("Commission") Office of General Counsel, and for his *Motion for Finding of Necessity of Rulemaking* ("Motion") states as follows:

1. Attached, as Attachment A is the Director's recommendation to the Commission on the proposed rulemaking. Included in the recommendation is an analysis of the fiscal impact and effectiveness of the rule, both to the State as well as to any private or public person or entity affected by this rulemaking.
2. The Director proposes to amend Rule 4 CSR 240-120.011 to replace the term "Division of Mobile Homes, Recreational Vehicles and Modular Units" with "Manufactured Housing and Modular Units Program".
3. This rulemaking is necessary to provide uniformity among the rules pertaining to manufactured housing and updates this rule with current industry terminology, and because the Commission no longer regulates recreational vehicles subsequent to the passage into law of Senate Bill 359 last year.

WHEREFORE, the Director respectfully requests that the Commission, based upon reasonably available empirical data including an assessment of the effectiveness and costs both to the State and to any private or public person or entity affected, find that the proposed amendment to 4 CSR 240-120.011 (Definitions), is necessary to update and make uniform the rules pertaining to manufactured housing and for such other reasons as stated herein.

Respectfully submitted,

DANA K. JOYCE
General Counsel

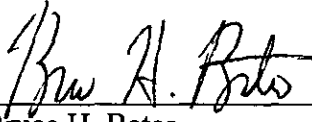


Bruce H. Bates
Assistant General Counsel
Missouri Bar No. 35442

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Certificate of Service

I hereby certify that copies of the foregoing have been mailed or hand-delivered to all counsel of record as shown on the attached service list this 26th day of October 2000.



Bruce H. Bates

MEMORANDUM

TO: Missouri Public Service Commission Official Case File
Case No. MX-2000-434 Proposed Amendment to Rule 4 CSR 240-120.011
Definitions

FROM: Steve Jungmeyer, Manufactured Housing and Modular Units Program

Wess Henderson 10-26-00
Utility Operations Division / Date

[Signature] 10-26-00
General Counsel's Office / Date

SUBJECT: Staff Recommendation

DATE: October 23, 2000

4 CSR 240-120.011 - Definitions is being amended to reflect the removal of any reference to recreational vehicles. The Public Service Commission no longer regulates recreational vehicles so the Department's name has changed to Manufactured Housing and Modular Units Program. The amendment to 4 CSR 240-120.011 reflects that change.

Pursuant to the passage of SB 359 last year, recreational vehicle regulation was removed from Public Service Commission jurisdiction. A fiscal impact representing a loss of revenue of approximately \$260,000 resulted from this legislation. The Department is currently developing a new fee structure to compensate for the revenue loss.

Staff recommends that the Commission find that a rule making to amend 4 CSR 240-120.011 is necessary.

Copies: Director – Utility Operations Division
Director – Utility Services Division
Director – Research and Public Affairs Division
General Counsel
Office of Public Counsel

DH
10-26-00A10:07 RCVD

Appendix A

Service List for
Case No. MX-2000-434
October 26, 2000

Office of the Public Counsel
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