

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

In the Matter of a Proposed Rulemaking)	
To Promulgate a New Rule to Administer)	Case No. MX-2009-
The Manufactured Housing Consumer)	
Recovery Fund pursuant to SB 788)	

MOTION FOR FINAL ORDER OF RULEMAKING

COMES NOW, the Director of the Manufactured Housing and Modular Homes Program for the Public Service Commission, by and through the General Counsel's Office, and pursuant to section 536.016 and sections 700.040(5) RSMo 2000 and 700.041 RSMo Supp. 2008, moves the Commission for a final order of rulemaking as follows:

1. Section 536.016 provides that a state agency shall propose rules based on substantial evidence on the record and a finding by the agency that the rule is necessary to carry out three purposes of the statute that granted such rulemaking authority.

2. Section 700.041 RSMo Supp. 2008, the statute promulgated by SB 788 and effective August 28, 2008, provides that there is established a fund in the state treasury known as the "Manufactured Housing Consumer Recovery Fund" for the purpose of paying consumer claims under procedures the Commission may promulgate by rule. The Public Service Commission shall administer the fund.

3. Pursuant to statutory authority and public interest requirements, the Director recommends that the Commission create a new rule to administer the Manufactured Housing Consumer Recovery Fund.

WHEREFORE, the Director requests that the Commission issue a final order of rulemaking to create rules to administer the Manufactured Housing Consumer Recovery Fund.

Respectfully submitted,

/s/ Steven C. Reed

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Certificate of Service

I hereby certify that copies of the foregoing has been mailed, hand-delivered, transmitted by facsimile or electronically mailed to the following this 9th day of March, 2009.

/s/ Steven C. Reed