

# BEFORE THE PUBLIC SERVICE COMMISSION OF THE STATE OF MISSOURI

In the Matter of the Proposed Promulgation of )  
Commission Rules 4 CSR 240-120.085 and )  
4 CSR 240-123.095, and the Proposed Rescission ) **Case No. MX-2004-**  
of Commission Rules 4 CSR 240-123.075, )  
4 CSR 240-121.185, and 4 CSR 240-120.135. )

## **NOTICE FINDING NECESSITY FOR RULEMAKING**

On March 25, 2004, the Director of the Manufactured Housing and Modular Unit Program asked the Commission for authority to proceed with the promulgation of two new re-inspection rules and the rescission of three existing rules regarding inspection fees. The Commission agrees with the Director that the proposed rule changes should be made.

Under Section 536.016, RSMo 2000, before a state agency may propose a rule, it must find that the proposed rule is necessary to carry out the purposes of the statute that grants the agency rulemaking authority. Section 700.040.5, RSMo 2000, grants the Commission authority to issue and promulgate rules to implement the inspection and regulation of manufactured homes. Based on the record presented to it, the Commission finds that promulgating the proposed rule is necessary to carry out the purposes of Section 700.040.5, RSMo 2000.

**BY THE COMMISSION**

(S E A L)

**Dale Hardy Roberts**  
**Secretary/Chief Regulatory Law Judge**

Dated at Jefferson City, Missouri,  
on this 8th day of April, 2004.  
Woodruff, Senior Regulatory Law Judge