

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
JEFFERSON CITY
March 16, 2000**

CASE NO: MX-2000-441

Office of the Public Counsel
P.O. Box 7800
Jefferson City, MO 65102

General Counsel
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102

Enclosed find certified copy of an ORDER in the above-numbered case(s).

Sincerely,

A handwritten signature in black ink that reads "Dale Hardy Roberts". The signature is written in a cursive, slightly slanted style.

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

STATE OF MISSOURI
PUBLIC SERVICE COMMISSION

At a session of the Public Service
Commission held at its office
in Jefferson City on the 16th
day of March, 2000.

In the Matter of a Proposed Amendment to Rule)
4 CSR 240-120.130 - Monthly Report Requirement) Case No. MX-2000-441
for Registered Manufactured Home Dealers.)

ORDER FINDING NECESSITY FOR RULEMAKING

On January 18, 2000, the Staff of the Missouri Public Service Commission (Staff) filed a motion opening a case to correct an erroneous statutory citation within rule 4 CSR 240-120.130. On February 16, 2000, the Staff filed its Motion for Finding of Necessity for Rulemaking with a memorandum attached supporting the motion.

Staff proposes amending rule, 4 CSR 240-120.130, to ensure that the rule properly cites the statutory authority for the Public Service Commission. Currently, rule 4 CSR 240-120.130 cites Section 700.205, RSMo 1994, which does not exist, to Section 700.090, which deals with registration requirements for dealers.

The Staff memorandum demonstrates that the proposed amendment is necessary to correct an incorrect statutory citation within the rule. The Staff states that there is no fiscal impact of the proposed rule to the state or to private or public persons or entities that will be affected by the rule.

Pursuant to Section 536.016, RSMo. (Cum. Supp. 1999, a state agency is required to find, based upon substantial evidence on the record, that a proposed new rule is necessary to carry out the purposes of the statute that granted the rulemaking authority. Based on the record, the Commission finds proposed amendment to 4 CSR 240-120.130, Monthly Report Requirement for Registered Manufactured Home Dealers, is necessary to carry out the purposes of Section 700.460, RSMO 1994.

IT IS THEREFORE ORDERED:

1. That the Staff of the Missouri Public Service Commission is authorized to proceed with the necessary procedures of the Commission and applicable procedures of administrative rulemaking and may file a proposed amendment to the rule in this case for the Commission's consideration.
2. That this order shall become effective on March 28, 2000.

BY THE COMMISSION



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Lumpe, Ch., Crumpton, Drainer,
Murray, and Schemenauer, CC., concur.

Ruth, Regulatory Law Judge :

ALJ/Sec'y: Ruth Pope

3-13
Date Circulated

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[Signature]
Lump, Chair

[Signature]
Crumpton, Commissioner

[Signature]
Murray, Commissioner

[Signature]
Schemenauer, Commissioner

[Signature]
Drainer, Vice-Chair

3-16
Agenda Date

Action taken: 5-OAS

Must Vote Not Later Than _____

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

I have compared the preceding copy with the original on file in this office and

I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City,
Missouri, this 16th day of March 2000.



Dale Hardy Roberts

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge