

STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
JEFFERSON CITY
November 2, 2000

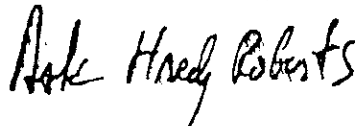
CASE NO: MX-2000-447

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 2nd
day of November, 2000.

In the Matter of a Proposed Rescission of)
Commission Rule 4 CSR 240-122)
- Recreational Vehicles)

Case No. MX-2000-447

ORDER FINDING NECESSITY FOR RULEMAKING

On January 18, 2000, the Staff of the Missouri Public Service Commission (Commission and Staff) filed a motion opening a case to consider the proposed rescission of Commission Rule 4 CSR 240-122 - Recreational Vehicles¹.

On September 7, 2000, the Commission ordered the Staff to file a status report on this case no later than September 22, 2000. On that date, the Staff reported to the Commission that pursuant to recent legislation, the Commission no longer has authority over recreational vehicles. Therefore, the Staff concluded, the rescission of this rule is sought through the rulemaking process. Staff also stated that it had a number of rulemaking cases that are at different stages of completion. This particular case, Staff claimed, was then not yet ready to be submitted to the Commission for its review. However, Staff advised the Commission that

¹ This rule, *inter alia*, delegates the Commission's powers and responsibilities under Chapter 700, RSMo, with respect to recreational vehicles, to the Director of the Manufactured Housing and Modular Units Program of the Missouri Public Service Commission.

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a rulemaking packet would be filed for review no later than October 24, 2000.

On October 24, 2000, Staff filed its motion for finding of necessity for rulemaking with a memorandum attached in support of its motion.

Staff noted that all Commission recreational vehicle regulations have been repealed, leaving the Commission with no jurisdiction over recreational vehicles.

The Staff thus requested that the Commission, based on Staff's arguments, find that the proposed rescission is necessary to update and make uniform the rules pertaining to manufactured housing. The Commission will grant that request.

IT IS THEREFORE ORDERED:

1. That the Staff of the Missouri Public Service Commission is authorized to complete the necessary procedures of the Commission and the applicable procedures of administrative rulemaking and may file a proposed rescission of Commission Rule 4 CSR 240-122 - Recreational Vehicles for consideration.

2. That this order shall become effective on November 12, 2000.

BY THE COMMISSION



Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge

(S E A L)

Lumpe, Ch., Drainer, Murray, and Schemenauer, CC., concur
Simmons, C., absent

Hopkins, Senior Regulatory Law Judge

ALJ/Sec'y:

Hopkins/Engle

10-27
Date Circulated

MX-2000-447
CASE NO.

SL
Lumpe, Chair

mlp
Drainer, Vice Chair

cm
Murray, Commissioner

RS
Schemenauer, Commissioner

KS
Simmons, Commissioner

11-2
Agenda Date

Action taken:

4-0AA

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 2nd day of Nov. 2000.



Dale Hardy Roberts

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge