

# John R. Ashcroft

Secretary of State  
Administrative Rules Division

## RULE TRANSMITTAL

Administrative Rules Stamp

Rule Number 4 CSR 240-3.164

Use a "SEPARATE" rule transmittal sheet for EACH individual rulemaking.

Name of person to call with questions about this rule:

Content Morris Woodruff Phone 573-751-2849 FAX 573-526-6010

Email address Morris.Woodruff@psc.mo.gov

Data Entry Christine Koenigsfeld Phone 573-751-4256 FAX 573-526-6010

Email address Christine.koenigsfeld@psc.mo.gov

Interagency mailing address Public Service Commission, 9<sup>th</sup> Floor, Gov. Office Bldg., JC

### TYPE OF RULEMAKING ACTION TO BE TAKEN

☐ Emergency Rulemaking \_\_ Rule \_\_ Amendment \_\_ Rescission \_\_ Termination

Effective Date for the Emergency \_\_\_\_\_

☐ Proposed Rulemaking \_\_ Rule \_\_ Amendment \_\_ Rescission

☐ Rule Action Notice ☐ In Addition ☐ Rule Under Consideration

☐ Request for Non-Substantive Change

☐ Statement of Actual Cost

☒ Order of Rulemaking \_\_ Withdrawal \_\_ Adopt \_\_ Amendment ☒ Rescission

Effective Date for the Order \_\_\_\_\_

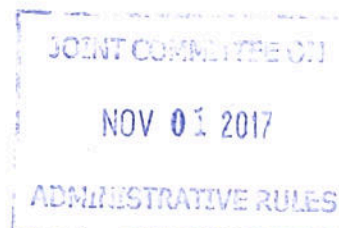
☐ Statutory 30 days OR Specific date \_\_\_\_\_

Does the Order of Rulemaking contain changes to the rule text? ☒ NO

☐ YES—LIST THE SECTIONS WITH CHANGES, including any deleted rule text:

Small Business Regulatory  
Fairness Board (DED) Stamp

JCAR Stamp





GOVERNOR OF MISSOURI  
JEFFERSON CITY  
65102

ERIC R. GREITENS  
GOVERNOR

P.O. Box 720  
(573) 751-3222

October 30, 2017

Daniel Hall  
Public Service Commission  
200 Madison Street  
P.O. Box 360  
Jefferson City, Missouri 65102

Dear Chairman Hall:

This office has received your rulemaking for Electric Utility Demand-Side Programs Investment Mechanisms Filing and Submission Requirements, 4 CSR 240-3.163 (rescission); Electric Utility Demand-Side Programs Filing and Submission Requirements, 4 CSR 240-3.164 (rescission); and Safety Standards for Electrical Corporations, Telecommunications Companies and Rural Electric Cooperatives, 4 CSR 240-18.010 (amendment).

Executive Order 17-03 requires this office's approval before state agencies release proposed regulations for notice and comment, amend existing regulations, rescind regulations, or adopt new regulations. After our review of this rulemaking, we approve the rules' submission to JCAR and the Secretary of State.

Sincerely,

A handwritten signature in black ink, appearing to read "Justin D. Smith".

Justin D. Smith  
Deputy Counsel



Commissioners

DANIEL Y. HALL  
Chairman

STEPHEN M. STOLL

WILLIAM P. KENNEY

SCOTT T. RUPP

MAIDA J. COLEMAN

*Missouri Public Service Commission*

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SHELLEY BRUEGGEMANN  
General Counsel

MORRIS WOODRUFF  
Secretary

LOYD WILSON  
Director of Administration

NATELLE DIETRICH  
Staff Director

John Ashcroft  
Secretary of State  
Administrative Rules Division  
600 West Main Street  
Jefferson City, Missouri 65101

Re: 4 CSR 240-3.164 Electric Utility Demand-Side Programs Filing and Submission Requirements

Dear Secretary Ashcroft,

CERTIFICATION OF ADMINISTRATIVE RULE

I do hereby certify that the attached is an accurate and complete copy of the order of rulemaking lawfully submitted by the Missouri Public Service Commission.

Statutory Authority: section 393.1075.11, RSMo Supp. 2010.

If there are any questions regarding the content of this order of rulemaking, please contact:

Morris L. Woodruff, Chief Regulatory Law Judge  
Missouri Public Service Commission  
200 Madison Street  
P.O. Box 360  
Jefferson City, MO 65102  
(573) 751-2849  
[Morris.woodruff@psc.mo.gov](mailto:Morris.woodruff@psc.mo.gov)

Morris L. Woodruff  
Chief Regulatory Law Judge

Enclosures

Title 4 – DEPARTMENT OF ECONOMIC DEVELOPMENT  
Division 240 – Public Service Commission  
Chapter 3 – Filing and Reporting Requirements

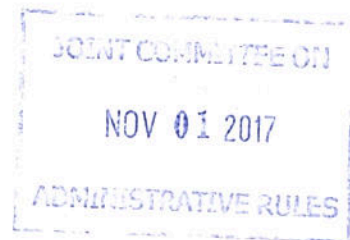
ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 393.1075.11, RSMo 2016, the commission rescinds a rule as follows:

4 CSR 240-3.164 **is rescinded**

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on September 1, 2017 (42 MoReg 1231). No changes have been made in the proposed rescission, so it is not reprinted here. The proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The public comment period ended October 2, 2017, and the commission held a public hearing on the proposed rescission on October 5, 2017. The commission did not receive any written comments and no one offered a comment at the public hearing.





## MEMORANDUM

**TO:** Morris L. Woodruff, Secretary

**DATE:** November 1, 2017

**RE:** Authorization to File Final Order of Rulemaking with the Office of Secretary of State

**CASE NO:** EX-2017-0287

The undersigned Commissioners hereby authorize the Secretary of the Missouri Public Service Commission to file the following Final Order of Rulemaking with the Office of the Secretary of State, to wit:

### **Rescinded Rule 4 CSR 240-3.164**

  
\_\_\_\_\_  
Daniel Y. Hall, Chairman

\_\_\_\_\_  
Stephen M. Stoll, Commissioner

  
\_\_\_\_\_  
William P. Kenney, Commissioner  
\_\_\_\_\_  
Scott T. Rupp, Commissioner

\_\_\_\_\_  
Maida J. Coleman, Commissioner