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SEP 28 2001

SECRETARY OF STATE  
ADMINISTRATIVE RULES

ROBERT L. QUINN, JR.  
Executive Director  
WESS A. HENDERSON  
Director, Utility Operations

ROBERT SCHALLENBERG  
Director, Utility Services

DONNA M. KOLILIS  
Director, Administration

DALE HARDY ROBERTS  
Secretary/Chief Regulatory Law Judge

DANA K. JOYCE  
General Counsel

## Missouri Public Service Commission

POST OFFICE BOX 360  
JEFFERSON CITY, MISSOURI 65102  
573-751-3234  
573-751-1847 (Fax Number)  
<http://www.psc.state.mo.us>

September 28, 2001

Commissioners  
KELVIN L. SIMMONS  
Chair  
CONNIE MURRAY  
SHEILA LUMPE  
STEVE GAW

Honorable Matt Blunt  
Secretary of State  
600 West Main Street  
Jefferson City, Missouri 65101

ATTENTION: Administrative Rules Division

I do hereby certify that the attached are accurate and complete copies of the Order of Rulemaking lawfully submitted by the Missouri Public Service Commission for filing this 28th day of September, 2001.

Rule: 4 CSR 240-121.010 - Definitions

Statutory authority: 700.040, RSMo (2000)

Missouri Public Service Commission Case No.: MX-2000-430

If there are any questions, please contact: Bruce H. Bates, Associate General Counsel  
Missouri Public Service Commission  
200 Madison St.  
Post Office Box 360  
Jefferson City, Missouri 65102  
(573) 751-7434

BY THE COMMISSION

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

Administrative Rules Stamp

SEP 28 2001

SECRETARY OF STATE  
ADMINISTRATIVE RULES

**MATT BLUNT**  
Secretary of State  
Administrative Rules Division  
**RULE TRANSMITTAL**

A "SEPARATE" rule transmittal sheet must be used for EACH individual rulemaking.

A. Rule Number 4 CSR 240-121.010  
Diskette File Name 9/28/01 Final Order of Rulemakings  
Name of Person to call with questions about this rule: Bruce H. Bates  
Context \_\_\_\_\_ Phone 573/751-7434 FAX 573/751-9285  
Data Entry \_\_\_\_\_ Phone \_\_\_\_\_ FAX \_\_\_\_\_  
Interagency Mailing Address 200 Madison St., P.O. Box 360, Jefferson City, MO 65102

Statutory Provision for Rulemaking  
Authority 700.040 Provide Most Current RSMo Year 2000

Date Filed With the Joint Committee on Administrative Rules Exempt per Sections 536.024 and 536.037, RSMo Supp. 1998, and Executive Order No. 97-97 (June 27, 1997)

B. CHECK, IF INCLUDED: FORMS, List by Mo-Form Number, # of Pages  
☒ Cover Letter \_\_\_\_\_  
☐ Affidavit \_\_\_\_\_  
☐ Cost Statements \_\_\_\_\_  
☐ Public Entity Fiscal Note OTHER  
☐ Private Entity Fiscal Note \_\_\_\_\_

C. RULEMAKING ACTION TO BE TAKEN  
☐ Emergency Rulemaking, Must Specify Effective Date  
☐ Proposed Rulemaking (New Rule or Amendment or Rescission of Existing Rule)  
☒ Order of Rulemaking (MUST complete page 2 of this transmittal)  
☐ Withdrawal (Rule, Amendment, Rescission or Emergency)  
☐ Rule Action Notice  
☐ In Addition

D. SPECIFIC INSTRUCTIONS: In this space indicate any special instructions (e.g., specify publication date preference, identify material incorporated by references, etc.)  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

E. ORDER OF RULEMAKING: Rule Number 4 CSR 240-121.010

**RECEIVED**

1a. Effective Date for the Order  
Statutory 30 days X or later specific date SEP 28 2001

1b. Does the Order of Rulemaking contain changes to the rule text? **SECRETARY OF STATE**  
YES X NO            **ADMINISTRATIVE RULES**

1c. If the answer is YES, please complete section F. If the answer is NO, Stop here.

F. Please provide a complete list of the changes in the rule text for the order or rulemaking, indicating the specific section, subsection, subparagraph, part, etc., where each change is found.

(Start text here. If text continues to a third page, insert a continuous section break and, in section 3, delete the footer language that appears at the bottom of this page.)

Please refer to attachment.

NOTE: ALL changes MUST be specified here in order for those changes to be made in the rule as published in the *Missouri Register* and the *Code of State Regulations*.

Add additional sheet(s), if more space is needed.

Title 4 – DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 240 – Public Service Commission  
Chapter 121 – Preowned Mobile Homes

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SECRETARY OF STATE  
ADMINISTRATIVE RULES

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Public Service Commission under section 700.040, RSMo 2000, the Commission amends a rule as follows:

**4 CSR 240-121.010 Definitions is amended.**

A notice of proposed rulemaking containing the text of the proposed rules was published in the *Missouri Register* on June 1, 2001 (26 Mo. Reg. 1161). Changes have been made to the text of the following proposed rule and is reprinted here. The proposed rule becomes effective thirty days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: Written comments were submitted by the Missouri Manufactured Housing Association (Association). There was no public hearing held. The Association opposes adoption of the amended rule.

COMMENT: Comments were received asserting that since Senate Bill No. 317 (SB 317), concerning the amendment of Chapter 700 of the Missouri Statutes, passed and will become effective, the Public Service Commission will no longer have authority to regulate used manufactured homes. The Association maintains that SB 317 removed all reference to used homes except for "used modular units used for educational purposes." Therefore, the Association requests that the Commission redraw proposed rule 4 CSR 240-121.010 in Chapter 12 – Preowned Mobile Homes.

RESPONSE AND EXPLANATION OF CHANGE: The Commission believes that portions of 4 CSR 240-121.010 can be rescinded, while other portions should remain under its authority. 4 CSR 240-121.010 defines terms used in Chapter 121, and some of the definitions should remain in effect, such as the definitions of Preowned Manufactured Home, Director, and Approved Insignia. More specifically, Section (1), Subsection (B) with modification, Subsection (C), and Subsection (E) should be retained, while Subsections (A), (D), (F), and (G) can be removed. The new formatted text is printed as follows:

**4 CSR 240-121.010 Definitions**

**(C) Director means the director of the Manufactured Housing and Modular Units Program of the Public Service Commission and persons working under his/her supervision;**

**(D) Approved insignia means a label or tag issued by authority of 42 USC 5414 under the Federal Manufactured Home Procedural and Enforcement Regulations; and**

**(E) Pre-owned manufactured home means a manufactured home that has been sold at retail or rented, leased or occupied either as a dwelling or a place of business.**

## MEMORANDUM

**TO:** Dale Hardy Roberts, Secretary

**DATE:** September 27, 2001

**RE:** Authorization to File Final Order of Rulemaking for Rules 4 CSR 240-121.010 (Adoption) 121.040 (Adoption), 121.050 (Withdrawal), and 121.060 (Withdrawal) With the Office of Secretary of State

**CASE NO:** MX-2000-430

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

4 CSR 240-121.010 - Definitions

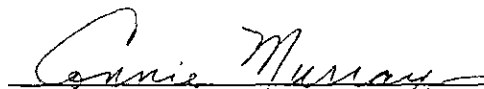
4 CSR 240-121.040 - Inspection of Dealer Books, Inventory and Premises

4 CSR 240-121.050 - Inspection of Pre-Owned Manufactured Homes Rented, Leased or Sold or Offered for Rent, Lease or Sale by Persons Other Than Dealers

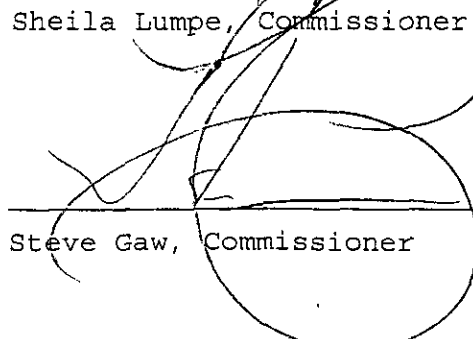
4 CSR 240-121.060 - Complaints and Review of Director Action

---

Kelvin Simmons, Chair

  
\_\_\_\_\_  
Connie Murray, Commissioner

  
\_\_\_\_\_  
Sheila Lumpe, Commissioner

  
\_\_\_\_\_  
Steve Gaw, Commissioner



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DALE HARDY ROBERTS  
Secretary/Chief Regulatory Law Judge  
DANA K. JOYCE  
General Counsel

Honorable Matt Blunt  
Secretary of State  
600 West Main Street  
Jefferson City, Missouri 65101

ATTENTION: Administrative Rules Division

I do hereby certify that the attached are accurate and complete copies of the Order of Rulemaking lawfully submitted by the Missouri Public Service Commission for filing this 28th day of September, 2001.

Rule: 4 CSR 240-121.040 – Inspection of Dealer Books, Inventory and Premises

Statutory authority: 700.040, RSMo (2000)

Missouri Public Service Commission Case No.: MX-2000-430

If there are any questions, please contact: Bruce H. Bates, Associate General Counsel  
Missouri Public Service Commission  
200 Madison St.  
Post Office Box 360  
Jefferson City, Missouri 65102  
(573) 751-7434

BY THE COMMISSION

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

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ADMINISTRATIVE RULES

MATT BLUNT  
Secretary of State  
Administrative Rules Division  
RULE TRANSMITTAL

A "SEPARATE" rule transmittal sheet must be used for EACH individual rulemaking.

A. Rule Number 4 CSR 240-121.040  
Diskette File Name 9/28/01 Final Order of Rulemakings  
Name of Person to call with questions about this rule: Bruce H. Bates  
Context \_\_\_\_\_ Phone 573/751-7434 FAX 573/751-9285  
Data Entry \_\_\_\_\_ Phone \_\_\_\_\_ FAX \_\_\_\_\_  
Interagency Mailing Address 200 Madison St., P.O. Box 360, Jefferson City, MO 65102

Statutory Provision for Rulemaking

Authority 700.040 Provide Most Current RSMo Year 2000

Date Filed With the Joint Committee on Administrative Rules Exempt per Sections 536.024 and 536.037, RSMo Supp. 1998, and Executive Order No. 97-97 (June 27, 1997)

B. CHECK, IF INCLUDED: FORMS, List by Mo-Form Number, # of Pages  
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☐ Affidavit \_\_\_\_\_  
☐ Cost Statements \_\_\_\_\_  
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C. RULEMAKING ACTION TO BE TAKEN

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\_\_\_\_\_  
\_\_\_\_\_  
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E. ORDER OF RULEMAKING: Rule Number 4 CSR 240-121.040 SEP 28 2001

1a. Effective Date for the Order  
Statutory 30 days X or later specific date SECRETARY OF STATE  
ADMINISTRATIVE RULES

1b. Does the Order of Rulemaking contain changes to the rule text?  
YES            NO X

1c. If the answer is YES, please complete section F. If the answer is NO, Stop here.

F. Please provide a complete list of the changes in the rule text for the order or rulemaking, indicating the specific section, subsection, subparagraph, part, etc., where each change is found.

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Please refer to attachment.

NOTE: ALL changes MUST be specified here in order for those changes to be made in the rule as published in the *Missouri Register* and the *Code of State Regulations*.

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Title 4 – DEPARTMENT OF ECONOMIC  
DEVELOPMENT

Division 240 – Public Service Commission  
Chapter 121 – Preowned Mobile Homes

SEP 28 2001

SECRETARY OF STATE  
ADMINISTRATIVE RULES

ORDER OF RULEMAKING

By the authority vested in the Missouri Public Service Commission under section 700.040, RSMo 2000, the Commission amends a rule as follows:

**4 CSR 240-121.040 Inspection of Dealer Books, Records, Inventory and Premises is amended.**

A notice of proposed rulemaking containing the text of the proposed rules was published in the *Missouri Register* on June 1, 2001 (26 Mo. Reg. 1161). No changes have been made to the text of the proposed rule, so it is not reprinted here. The proposed rule becomes effective thirty days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** Written comments were submitted by the Missouri Manufactured Housing Association (Association). There was no public hearing held. The Association opposes adoption of the amended rule.

**COMMENT:** Comments were received asserting that since Senate Bill No. 317 (SB 317), concerning the amendment of Chapter 700 of the Missouri Statutes, passed and will become effective, the Public Service Commission will no longer have authority to regulate used manufactured homes. The Association maintains that SB 317 removed all reference to used homes except for "used modular units used for educational purposes." The Association asserts that 4 CSR 240-121.040 should be rescinded due to Chapter 700 amendments.

**RESPONSE:** The Commission believes that the amendment to Chapter 700 did not remove statutory authority cited in 4 CSR 240-121.040. Therefore, 4 CSR 240-121.040 should remain in effect as proposed. 4 CSR 240-121.040 gives the Commission the authority to inspect dealer books, records, inventory and premises. The Commission believes that nothing in the Chapter 700 amendments removes that authority.

## MEMORANDUM

TO: Dale Hardy Roberts, Secretary

DATE: September 27, 2001

RE: Authorization to File Final Order of Rulemaking for Rules 4 CSR 240-121.010 (Adoption) 121.040 (Adoption), 121.050 (Withdrawal), and 121.060 (Withdrawal) With the Office of Secretary of State

CASE NO: MX-2000-430

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

4 CSR 240-121.010 - Definitions

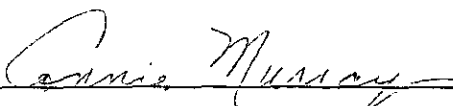
4 CSR 240-121.040 - Inspection of Dealer Books, Inventory and Premises

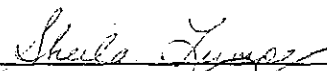
4 CSR 240-121.050 - Inspection of Pre-Owned Manufactured Homes Rented, Leased or Sold or Offered for Rent, Lease or Sale by Persons Other Than Dealers

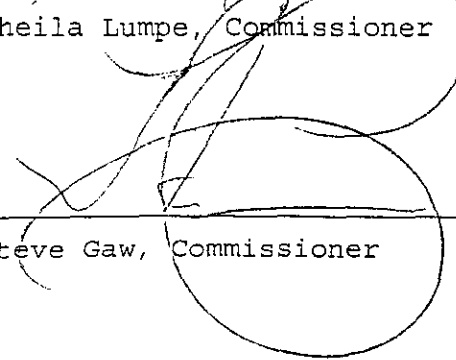
4 CSR 240-121.060 - Complaints and Review of Director Action

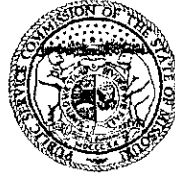
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Kelvin Simmons, Chair

  
\_\_\_\_\_  
Connie Murray, Commissioner

  
\_\_\_\_\_  
Sheila Lumpe, Commissioner

  
\_\_\_\_\_  
Steve Gaw, Commissioner



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DALE HARDY ROBERTS  
Secretary/Chief Regulatory Law Judge  
DANA K. JOYCE  
General Counsel

Honorable Matt Blunt  
Secretary of State  
600 West Main Street  
Jefferson City, Missouri 65101

ATTENTION: Administrative Rules Division

I do hereby certify that the attached are accurate and complete copies of the Order of Rulemaking lawfully submitted by the Missouri Public Service Commission for filing this 28th day of September, 2001.

Rule: 4 CSR 240-121.050 – Inspection of Pre-Owned Manufactured Homes Rented, Leased or Sold or Offered for Rent, Lease or Sale by Persons Other Than Dealers

Statutory authority: 700.040, RSMo (2000)

Missouri Public Service Commission Case No.: MX-2000-430

If there are any questions, please contact: Bruce H. Bates, Associate General Counsel  
Missouri Public Service Commission  
200 Madison St.  
Post Office Box 360  
Jefferson City, Missouri 65102  
(573) 751-7434

BY THE COMMISSION

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

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**MATT BLUNT**  
Secretary of State  
Administrative Rules Division  
**RULE TRANSMITTAL**

SECRETARY OF STATE  
ADMINISTRATIVE RULES

A "SEPARATE" rule transmittal sheet must be used for EACH individual rulemaking.

A. Rule Number 4 CSR 240-121.050  
Diskette File Name 9/28/01 Final Order of Rulemakings  
Name of Person to call with questions about this rule: Bruce H. Bates  
Context \_\_\_\_\_ Phone 573/751-7434 FAX 573/751-9285  
Data Entry \_\_\_\_\_ Phone \_\_\_\_\_ FAX \_\_\_\_\_  
Interagency Mailing Address 200 Madison St., P.O. Box 360, Jefferson City, MO 65102

Statutory Provision for Rulemaking  
Authority 700.040 Provide Most Current RSMo Year 2000

Date Filed With the Joint Committee on Administrative Rules Exempt per Sections 536.024 and 536.037, RSMo Supp. 1998, and Executive Order No. 97-97 (June 27, 1997)

B. CHECK, IF INCLUDED: FORMS, List by Mo-Form Number, # of Pages  
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☐ Affidavit \_\_\_\_\_  
☐ Cost Statements \_\_\_\_\_  
☐ Public Entity Fiscal Note OTHER \_\_\_\_\_  
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C. RULEMAKING ACTION TO BE TAKEN

☐ Emergency Rulemaking, Must Specify Effective Date  
☐ Proposed Rulemaking (New Rule or Amendment or Rescission of Existing Rule)  
☐ Order of Rulemaking (MUST complete page 2 of this transmittal)  
☒ Withdrawal (Rule, Amendment, Rescission or Emergency)  
☐ Rule Action Notice  
☐ In Addition

D. SPECIFIC INSTRUCTIONS: In this space indicate any special instructions (e.g., specify publication date preference, identify material incorporated by references, etc:)

RECEIVED

E. ORDER OF RULEMAKING: Rule Number 4 CSR 240-121.050

SEP 28 2001

1a. Effective Date for the Order

Statutory 30 days \_\_\_\_\_ or later specific date

N/A SECRETARY OF STATE  
ADMINISTRATIVE RULES

1b. Does the Order of Rulemaking contain changes to the rule text? N/A

YES \_\_\_\_\_

NO \_\_\_\_\_

1c. If the answer is YES, please complete section F. If the answer is NO, Stop here.

F. Please provide a complete list of the changes in the rule text for the order or rulemaking, indicating the specific section, subsection, subparagraph, part, etc., where each change is found.

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Please refer to attachment.

NOTE: ALL changes MUST be specified here in order for those changes to be made in the rule as published in the *Missouri Register* and the *Code of State Regulations*.

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**Title 4 – DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 240 – Public Service Commission  
Chapter 121 – Preowned Mobile Homes**

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**SEP 28 2001**

**SECRETARY OF STATE  
ADMINISTRATIVE RULES**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Public Service Commission under section 700.040, RSMo 2000, the Commission withdraws a proposed amendment as follows:

**4 CSR 240-121.050 Inspection of Preowned Manufactured Homes Rented, Leased or Sold or Offered for Rent, Lease or Sale by Persons Other Than Dealers is withdrawn.**

A notice of proposed rulemaking containing the text of the proposed rules was published in the *Missouri Register* on June 1, 2001 (26 Mo. Reg. 1162).

**SUMMARY OF COMMENTS:** Written comments were submitted by the Missouri Manufactured Housing Association (Association). There was no public hearing held. The Association opposes adoption of the amended rule.

**COMMENT:** Comments were received asserting that since Senate Bill No. 317 (SB 317), concerning the amendment of Chapter 700 of the Missouri Statutes, passed and will become effective, the Public Service Commission will no longer have authority to regulate used manufactured homes. The Association maintains that SB 317 removed all reference to used homes except for "used modular units used for educational purposes." The Association asserts that 4 CSR 240-121.050 should be rescinded due to Chapter 700 amendments.

**RESPONSE AND EXPLANATION OF CHANGE:** The Commission believes that the amendment to Chapter 700 did affect the statutory authority cited in 4 CSR 240-121.050. Therefore, 4 CSR 240-121.050 will be withdrawn. 4 CSR 240-121.050 set forth the extent to which preowned manufactured homes were subject to inspection for code and set up compliance. The amendments to Chapter 700 removed Commission jurisdiction over code and set-up enforcement, thereby removing the authority to inspect preowned manufactured homes for code and set-up compliance.

# MEMORANDUM

TO: Dale Hardy Roberts, Secretary

DATE: September 27, 2001

RE: Authorization to File Final Order of Rulemaking for Rules 4 CSR 240-121.010 (Adoption) 121.040 (Adoption), 121.050 (Withdrawal), and 121.060 (Withdrawal) With the Office of Secretary of State

CASE NO: MX-2000-430

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

4 CSR 240-121.010 - Definitions

4 CSR 240-121.040 - Inspection of Dealer Books, Inventory and Premises

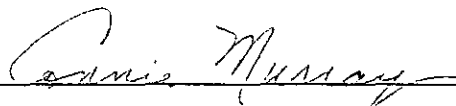
4 CSR 240-121.050 - Inspection of Pre-Owned Manufactured Homes Rented, Leased or Sold or Offered for Rent, Lease or Sale by Persons Other Than Dealers

4 CSR 240-121.060 - Complaints and Review of Director Action

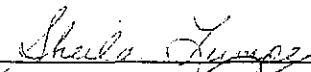
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Kelvin Simmons, Chair

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Connie Murray, Commissioner

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Sheila Lumpe, Commissioner

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Steve Gaw, Commissioner



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Honorable Matt Blunt  
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ATTENTION: Administrative Rules Division

I do hereby certify that the attached are accurate and complete copies of the Order of Rulemaking lawfully submitted by the Missouri Public Service Commission for filing this 28th day of September, 2001.

Rule: 4 CSR 240-121.060 – Complaints and Review of Director Action

Statutory authority: 700.040, RSMo (2000)

Missouri Public Service Commission Case No.: MX-2000-430

If there are any questions, please contact: Bruce H. Bates, Associate General Counsel  
Missouri Public Service Commission  
200 Madison St.  
Post Office Box 360  
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Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge



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**MATT BLUNT**  
Secretary of State  
Administrative Rules Division  
**RULE TRANSMITTAL**

A "SEPARATE" rule transmittal sheet must be used for EACH individual rulemaking.

A. Rule Number 4 CSR 240-121.060  
Diskette File Name 9/28/01 Final Order of Rulemakings  
Name of Person to call with questions about this rule: Bruce H. Bates  
Context \_\_\_\_\_ Phone 573/751-7434 FAX 573/751-9285  
Data Entry \_\_\_\_\_ Phone \_\_\_\_\_ FAX \_\_\_\_\_  
Interagency Mailing Address 200 Madison St., P.O. Box 360, Jefferson City, MO 65102

## Statutory Provision for Rulemaking

Authority 700.040 Provide Most Current RSMo Year 2000

Date Filed With the Joint Committee on Administrative Rules Exempt per Sections 536.024 and 536.037, RSMo Supp. 1998, and Executive Order No. 97-97 (June 27, 1997)

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## C. RULEMAKING ACTION TO BE TAKEN

\_\_\_\_\_ Emergency Rulemaking, Must Specify Effective Date  
\_\_\_\_\_ Proposed Rulemaking (New Rule or Amendment or Rescission of Existing Rule)  
\_\_\_\_\_ Order of Rulemaking (MUST complete page 2 of this transmittal)  
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E. ORDER OF RULEMAKING: Rule Number 4 CSR 240-121.060

SEP 28 2001

1a. Effective Date for the Order

Statutory 30 days \_\_\_\_\_ or later specific date N/A SECRETARY OF STATE  
ADMINISTRATIVE RULES

1b. Does the Order of Rulemaking contain changes to the rule text? N/A

YES \_\_\_\_\_ NO \_\_\_\_\_

1c. If the answer is YES, please complete section F. If the answer is NO, Stop here.

F. Please provide a complete list of the changes in the rule text for the order or rulemaking, indicating the specific section, subsection, subparagraph, part, etc., where each change is found.

(Start text here. If text continues to a third page, insert a continuous section break and, in section 3, delete the footer language that appears at the bottom of this page.)

Please refer to attachment.

NOTE: ALL changes MUST be specified here in order for those changes to be made in the rule as published in the *Missouri Register* and the *Code of State Regulations*.

Add additional sheet(s), if more space is needed.

**Title 4 – DEPARTMENT OF ECONOMIC  
DEVELOPMENT  
Division 240 – Public Service Commission  
Chapter 121 – Preowned Mobile Homes**

**RECEIVED**

**SEP 28 2001**

**SECRETARY OF STATE  
ADMINISTRATIVE RULES**

**ORDER OF RULEMAKING**

By the authority vested in the Missouri Public Service Commission under section 700.040, RSMo 2000, the Commission withdraws a proposed amendment as follows:

**4 CSR 240-121.060 Complaints and Review of Director Action is withdrawn.**

A notice of proposed rulemaking containing the text of the proposed rules was published in the *Missouri Register* on June 1, 2001 (26 Mo. Reg. 1162).

**SUMMARY OF COMMENTS:** Written comments were submitted by the Missouri Manufactured Housing Association (Association). There was no public hearing held. The Association opposes adoption of the amended rule.

**COMMENT:** Comments were received asserting that since Senate Bill No. 317 (SB 317), concerning the amendment of Chapter 700 of the Missouri Statutes, passed and will become effective, the Public Service Commission will no longer have authority to regulate used manufactured homes. The Association maintains that SB 317 removed all reference to used homes except for "used modular units used for educational purposes." The Association asserts that 4 CSR 240-121.060 should be rescinded due to Chapter 700 amendments.

**RESPONSE AND EXPLANATION OF CHANGE:** The Commission agrees that Chapter 700 amendments did affect statutory authority cited in 4 CSR 240-121.060 and that the proposed rule will be withdrawn. 4 CSR 240-121.060 provided for the manner in which complaints may be filed by persons aggrieved by violations of Chapter 700. Since the Commission no longer has jurisdiction over preowned manufactured homes, the proposed rule is no longer relevant.

## MEMORANDUM

TO: Dale Hardy Roberts, Secretary

DATE: September 27, 2001

RE: Authorization to File Final Order of Rulemaking for Rules 4 CSR 240-121.010 (Adoption) 121.040 (Adoption), 121.050 (Withdrawal), and 121.060 (Withdrawal) With the Office of Secretary of State

CASE NO: MX-2000-430

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

4 CSR 240-121.010 - Definitions

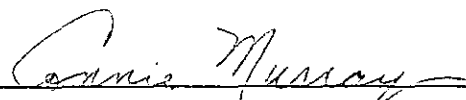
4 CSR 240-121.040 - Inspection of Dealer Books, Inventory and Premises

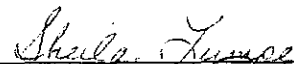
4 CSR 240-121.050 - Inspection of Pre-Owned Manufactured Homes Rented, Leased or Sold or Offered for Rent, Lease or Sale by Persons Other Than Dealers

4 CSR 240-121.060 - Complaints and Review of Director Action

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Kelvin Simmons, Chair

  
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Connie Murray, Commissioner

  
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Sheila Lumpe, Commissioner

  
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Steve Gaw, Commissioner