

**FILED****JUL 22 2008****Missouri Public
Service Commission****Robin Carnahan
Secretary of State****Administrative Rules Division
Rulemaking Transmittal Receipt**

Rule ID: 9046
Date Printed: 7/22/2008
Rule Number: 4 CSR 240-31.010
Rulemaking Type: Emergency Amendment
Date Submitted to Administrative Rules Division: 7/22/2008
Date Submitted to Joint Committee on Administrative Rules: 7/22/2008
Effective Date: 8/1/2008

Name of Person to Contact with questions concerning this rule:

Content: Cully Dale

Phone: 1-4255

Email: cully.dale@psc.mo.gov

Fax:

RuleDataEntry:

Phone:

Email:

Fax:

Included with Rulemaking:

7/22/2008

Cover Letter

Robin Carnahan

Secretary of State
Administrative Rules Division

RULE TRANSMITTAL

Administrative Rules Stamp

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SECRETARY OF STATE
ADMINISTRATIVE RULES

Rule Number 4 CSR 240-31.010

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

Name of person to call with questions about this rule:

Content Cully Dale Phone 573-751-4255 FAX

Email address cully.dale@psc.mo.gov

Data Entry same Phone FAX

Email address

Interagency mailing address Public Service Comm'n, 9th Fl, Governor Ofc Bldg, JC, MO

TYPE OF RULEMAKING ACTION TO BE TAKEN

☒ Emergency rulemaking, include effective date

☐ Proposed Rulemaking

☐ Withdrawal ☐ Rule Action Notice ☐ In Addition ☐ Rule Under Consideration

☐ Order of Rulemaking

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

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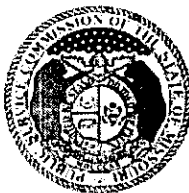
REGULATORY FAIRNESS
BOARD

JCAR Stamp

JOINT COMMITTEE ON

JUL 22 2008

ADMINISTRATIVE RULES



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ROBERT M. CLAYTON III

TERRY JARRETT

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NATELLE DIETRICH
Director, Utility Operations

COLLEEN M. DALE
Secretary/Chief Regulatory Law Judge

KEVIN A. THOMPSON
General Counsel

July 22, 2008

Honorable Robin Carnahan
Secretary of State
Administrative Rules Division
600 West Main Street
Jefferson City, Missouri 65101

Dear Secretary Carnahan:

Re: Proposed Amendment to 4 CSR 240-31.010


CERTIFICATION OF ADMINISTRATIVE RULE

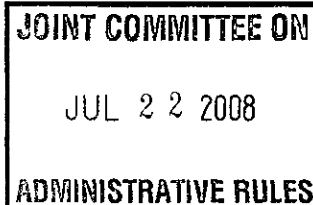
I do hereby certify that the attached is an accurate and complete copy of the emergency amendment lawfully submitted by the Missouri Public Service Commission for filing on this 22nd day of July, 2008.

Statutory Authority: Section 386.250 RSMo 2000.

If there are any questions, please contact: Colleen M. Dale, Secretary
Missouri Public Service Commission
200 Madison Street
P.O. Box 360
Jefferson City, MO 65102
(573) 751-4255
cully.dale@psc.mo.gov

BY THE COMMISSION


Colleen M. Dale
Secretary



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Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT
Division 240—Public Service Commission
Chapter 31—Missouri Universal Service Fund

JUL 22 2008

SECRETARY OF STATE
ADMINISTRATIVE RULES

EMERGENCY AMENDMENT

4 CSR 240-31.010 Definitions. The commission is amending section (9).

PURPOSE: This amendment clarifies that "MO HealthNet" is the current Missouri Medicaid program.

*EMERGENCY STATEMENT: The Missouri Universal Service Fund (MoUSF) helps low-income and disabled Missourians receive discounts for basic local telephone service. This emergency amendment is necessary because the name of Missouri's Medicaid program was changed from "Medicaid" to "MO HealthNet." Although the name change does not change eligibility, it creates confusion and the potential for denial of MoUSF benefits, because the documentation demonstrating eligibility no longer says "Medicaid." The amendment ensures that eligible persons will not be denied affordable essential telecommunications services as directed by section 392.248.2(2) RSMo 2008 because of the Medicaid name change. A proposed amendment covering the same material is published in this issue of the **Missouri Register**. The scope of this emergency amendment is limited to the circumstances creating the emergency and complies with the protections extended by the Missouri and United States Constitutions. The Administrative Rules Division believes this emergency amendment is fair to all interested persons and parties under the circumstances. This emergency amendment was filed on July 22, 2008, effective August 1, 2008, and expires January 29, 2009.*

(9) Low-income customer—Any customer who requests or receives residential essential local telecommunications service and who participates or has a dependent residing in the customer's household who participates in [~~Medicaid~~] **Missouri's Medicaid program (Mo HealthNet)**, food stamps, Supplementary Security Income (SSI), federal public housing assistance or Section 8, National School Lunch Program's free lunch program, Temporary Assistance for Needy Families or Low Income Home Energy Assistance Program (LIHEAP).

AUTHORITY: sections 392.200.2, RSMo Supp. 2004 and 392.248 and 392.470.1, RSMo 2000. Original rule filed Aug. 15, 1997, effective April 30, 1998. Amended: Filed Oct. 30, 2002, effective July 30, 2003. Emergency amendment filed May 31, 2005, effective June 10, 2005, expired Feb. 15, 2006. Amended: Filed June 30, 2005, effective Feb. 28, 2006. Emergency amendment filed July 22, 2008, effective August 1, 2008, and expires January 27, 2009. A proposed amendment covering this same material will be submitted for publication in this issue of the **Missouri Register**.*

**Original authority: 392.200, RSMo 1939, amended 1987, 1988, 1996, 2003; 392.248, RSMo 1996; and 392.470.1, RSMo 1987.*

JOINT COMMITTEE ON

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