

# RULE TRANSMITTAL (

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

\*Administrative Rules Stamp

**RECEIVED**

**JAN 23 2003**

**SECRETARY OF STATE**  
**ADMINISTRATIVE RULES**

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

A. Rule Number Chapter 4 CSR 240-3.335  
 Diskette File Name Orders of Rulemaking - Chapter 3 Word 2000  
 Name of Person to call with questions about this rule:  
 Content Cliff E. Snodgrass & Dale Johansen Phone 573-751-3966 FAX 573-751-9285  
 Data Entry Rosemarie Riedl Phone 573-751-7468 FAX Same as above  
 Email Address cliffsnodgrass@psc.state.mo.us or dalejohansen@psc.state.mo.us  
 Interagency Mailing Address Governor Office Building, 200 Madison St., 8th Floor, Jefferson City, MO  
 Statutory Authority 393.140(11), 386.250(6), 536.016(1) Current RSMo date 2000  
 Date Filed With the Joint Committee on Administrative Rules Exempt per Sections 536.024 and 536.037, RSMo 2000, and Executive Order No. 97-97 (June 27, 1997)

**B. CHECK, IF INCLUDED:**

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> This transmittal completed | <input type="checkbox"/> Incorporation by reference materials, if any |
| <input checked="" type="checkbox"/> Cover letter               | <input type="checkbox"/> Authority with history of the rule           |
| <input type="checkbox"/> Affidavit                             | <input type="checkbox"/> Public cost                                  |
| <input type="checkbox"/> Forms, number of pages <u>    </u>    | <input type="checkbox"/> Private cost                                 |
| <input type="checkbox"/> Fiscal notes                          | <input type="checkbox"/> Hearing and comment period                   |

**C. RULEMAKING ACTION TO BE TAKEN**

- ☐ Emergency Rulemaking, (check one) ☐ rule ☐ amendment ☐ rescission ☐ termination  
**MUST include effective date**
- ☐ Proposed Rulemaking (check one) ☐ rule ☐ amendment ☐ rescission
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**MUST complete page 2 of this transmittal**
- ☐ Withdrawal (check one) ☐ rule ☐ amendment ☐ rescission ☐ emergency
- ☐ Rule action notice
- ☐ In addition
- ☐ Rule under consideration

**D. SPECIFIC INSTRUCTIONS:** Please indicate any special instructions (e.g., publication date preference, identify material to be incorporated by reference, or forms included herein).

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

JCAR Stamp

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

**RULE TRANSMITTAL (PAGE 2)**

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E. ORDER OF RULEMAKING: Rule Number \_\_\_\_\_

1a. Effective Date for the Order

☒ Statutory 30 days

Specific date \_\_\_\_\_

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

☐ 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 of rulemaking, indicating the specific section, subsection, paragraph, subparagraph, part, etc., where each change is found. It is especially important to identify the parts of the rule that are being deleted in this order of rulemaking. This is not a reprinting of your order, but an explanation of what sections, subsections, etc. have been changed since the original proposed rule was filed.

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



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

## 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>  
January 23, 2003

ROBERT J. QUINN, JR.  
Executive Director  
WESS A. HENDERSON  
Director, Utility Operations  
ROBERT SCHALLENBERG  
Director, Utility Services  
DONNA M. PRENGER  
Director, Administration  
DALE HARDY ROBERTS  
Secretary/Chief Regulatory Law Judge  
DANA K. JOYCE  
General Counsel

Mr. Matt Blunt  
Secretary of State  
Administrative Rules Division  
600 West Main Street  
Jefferson City, MO 65101

Dear Secretary Blunt,

**RE: 4 CSR 240-3.335 - Annual Report Filing Requirements for Sewer Utilities**

### CERTIFICATION OF ADMINISTRATIVE RULE

I do hereby certify that the attached is an accurate and complete copy of the order rulemaking lawfully submitted by the Missouri Public Service Commission on this 23rd day of January 2003.

Statutory Authority: Sections 393.140(11), 386.250(6) and 536.016(1)

If there are any questions regarding the content of the rule, please contact:

Cliff E. Snodgrass  
200 Madison Street, Suite 800  
P. O. Box 360, Jefferson City, MO 65101  
(573) 751-3966  
[cliffsnodgrass@psc.state.mo.us](mailto:cliffsnodgrass@psc.state.mo.us)

Sincerely yours,

A handwritten signature in cursive script, reading "Dale Hardy Roberts", followed by a horizontal line.

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

DHR:CES:rr

Enclosures: Transmittal Form, Order of Rulemaking & 3.5" Diskette

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

**ORDER OF RULEMAKING**

**RECEIVED**

**JAN 23 2003**

**SECRETARY OF STATE  
ADMINISTRATIVE RULES**

By the authority vested in the Missouri Public Service Commission under sections 386.250 and 393.140, RSMo 2000, as currently supplemented, the commission adopts a rule as follows:

**4 CSR 240-3.335 Annual Report Filing Requirements for Sewer Utilities is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on September 16, 2002 (27 MoReg 1614). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

# RULE TRANSMITTAL (

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

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**ADMINISTRATIVE RULES**

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

A. Rule Number Chapter 4 CSR 240-3.340  
 Diskette File Name Orders of Rulemaking - Chapter 3 Word 2000  
 Name of Person to call with questions about this rule:  
 Content Cliff E. Snodgrass & Dale Johansen Phone 573-751-3966 FAX 573-751-9285  
 Data Entry Rosemarie Riedl Phone 573-751-7468 FAX Same as above  
 Email Address cliffsnodgrass@psc.state.mo.us or dalejohansen@psc.state.mo.us  
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## B. CHECK, IF INCLUDED:

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| <input type="checkbox"/> Affidavit                             | <input type="checkbox"/> Public cost                                  |
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## C. RULEMAKING ACTION TO BE TAKEN

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**MUST** include effective date
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- ☒ Order of Rulemaking (check one) ☒ rule ☐ amendment ☐ rescission ☐ termination  
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- ☐ Withdrawal (check one) ☐ rule ☐ amendment ☐ rescission ☐ emergency
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- ☐ In addition
- ☐ Rule under consideration

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**RULE TRANSMITTAL (PAGE 2)**

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E. ORDER OF RULEMAKING: Rule Number \_\_\_\_\_

1a. Effective Date for the Order

☒ Statutory 30 days

Specific date \_\_\_\_\_

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

☐ 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 of rulemaking, indicating the specific section, subsection, paragraph, subparagraph, part, etc., where each change is found. It is especially important to identify the parts of the rule that are being deleted in this order of rulemaking. This is not a reprinting of your order, but an explanation of what sections, subsections, etc. have been changed since the original proposed rule was filed.

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Chair  
CONNIE MURRAY  
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STEVE GAW  
BRYAN FORBIS

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

Mr. Matt Blunt  
Secretary of State  
Administrative Rules Division  
600 West Main Street  
Jefferson City, MO 65101

Dear Secretary Blunt,

**RE: 4 CSR 240-3.340 - Filing Requirements for Sewer Utility Tariff Schedules**

### CERTIFICATION OF ADMINISTRATIVE RULE

I do hereby certify that the attached is an accurate and complete copy of the order rulemaking lawfully submitted by the Missouri Public Service Commission on this 23rd day of January 2003.

Statutory Authority: Sections 393.140(11), 386.250(6) and 536.016(1)

If there are any questions regarding the content of the rule, please contact:

Cliff E. Snodgrass  
200 Madison Street, Suite 800  
P. O. Box 360, Jefferson City, MO 65101  
(573) 751-3966  
[cliffsnodgrass@psc.state.mo.us](mailto:cliffsnodgrass@psc.state.mo.us)

Sincerely yours,

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

DHR:CES:rr

Enclosures: Transmittal Form, Order of Rulemaking & 3.5" Diskette

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

RECEIVED

JAN 23 2003

SECRETARY OF STATE  
ADMINISTRATIVE RULES

ORDER OF RULEMAKING

By the authority vested in the Missouri Public Service Commission under sections 386.250 and 393.140, RSMo 2000, as currently supplemented, the commission adopts a rule as follows:

**4 CSR 240-3.340 Filing Requirements for Sewer Utility Tariff Schedules is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on September 16, 2002 (27 MoReg 1614-1616). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.



\*Administrative Rules Stamp

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SECRETARY OF STATE  
ADMINISTRATIVE RULES

A. Rule Number Chapter 4 CSR 240-3.400  
 Diskette File Name Orders of Rulemaking - Chapter 3 Word 2000  
 Name of Person to call with questions about this rule:  
 Content Cliff E. Snodgrass & Dale Johansen Phone 573-751-3966 FAX 573-751-9285  
 Data Entry Rosemarie Riedl Phone 573-751-7468 FAX Same as above  
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<input type="checkbox"/>	Affidavit	<input type="checkbox"/>	Public cost
<input type="checkbox"/>	Forms, number of pages ____	<input type="checkbox"/>	Private cost
<input type="checkbox"/>	Fiscal notes	<input type="checkbox"/>	Hearing and comment period

☐ Emergency Rulemaking, (check one) ☐ rule ☐ amendment ☐ rescission ☐ termination  
**MUST** include effective date \_\_\_\_\_

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☒ Order of Rulemaking (check one) ☒ rule ☐ amendment ☐ rescission ☐ termination  
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☐ In addition

☐ Rule under consideration

\_\_\_\_\_

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\_\_\_\_\_

\_\_\_\_\_

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

Mr. Matt Blunt  
Secretary of State  
Administrative Rules Division  
600 West Main Street  
Jefferson City, MO 65101

Dear Secretary Blunt,

**RE: 4 CSR 240-3.400 - Filing Requirements for Steam Heating Utility Applications for  
Certificates of Convenience and Necessity**

### CERTIFICATION OF ADMINISTRATIVE RULE

I do hereby certify that the attached is an accurate and complete copy of the order rulemaking lawfully submitted by the Missouri Public Service Commission on this 23rd day of January 2003.

Statutory Authority: Sections 393.140(11), 386.250(6) and 536.016(1)

If there are any questions regarding the content of the rule, please contact:

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Enclosures: Transmittal Form, Order of Rulemaking & 3.5" Diskette

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

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JAN 23 2003

ORDER OF RULEMAKING

SECRETARY OF STATE  
ADMINISTRATIVE RULES

By the authority vested in the Missouri Public Service Commission under section 386.250, RSMo 2000, as currently supplemented, the commission adopts a rule as follows:

**4 CSR 240-3.400 Filing Requirements for Steam Heating Utility  
Applications for Certificates of Convenience and Necessity is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on September 16, 2002 (27 MoReg 1616-1617). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** The commission received written comments from one entity regarding this proposed rule. The comments focused on the inclusion of the term "electrical transmission lines" and "electrical production facilities" in the rule. The period for receiving written comments on this proposed rule ended on October 16, 2002. The commission held a public hearing on this proposed rule on October 25, 2002, but received no comments regarding the rule at that hearing.

**COMMENTS:** The entity that submitted comments regarding this proposed rule stated that the inclusion of the terms "electrical transmission lines" and "electrical production facilities" in subsection (1)(B) is an apparent mistake as this rule applies to steam heating utility applications for certificates of convenience and necessity, and that certificate application requirements related to electrical transmission lines and electrical production facilities are covered in the corresponding rule related to electric utilities (4 CSR 240-3.105).

**RESPONSE:** The commission acknowledges that the requirements related to electric utility certificates of convenience and necessity are contained in 4 CSR 240-3.105 as is noted in the comments. The Commission also notes, however, that it could be necessary for a steam heating utility to construct electric transmission lines or electrical production facilities, and thus necessary for the steam heating utility to obtain a certificate of convenience and necessity for such lines. It is for this reason that the terms "electrical transmission lines" and "electrical production facilities" are included in this rule. Based on the above, no changes have been made to the proposed rules as a result of these comments.

\*Administrative Rules Stamp

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

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ADMINISTRATIVE RULES**

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

A. Rule Number Chapter 4 CSR 240-3.405  
 Diskette File Name Orders of Rulemaking - Chapter 3 Word 2000  
 Name of Person to call with questions about this rule:  
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B. CHECK, IF INCLUDED:

- |                                     |                             |                          |  |
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DANA K. JOYCE  
General Counsel

Mr. Matt Blunt  
Secretary of State  
Administrative Rules Division  
600 West Main Street  
Jefferson City, MO 65101

Dear Secretary Blunt,

**RE: 4 CSR 240-3.405 - Filing Requirements for Steam Heating Utility Applications for Authority to Sell, Assign, Lease or Transfer Assets**

### CERTIFICATION OF ADMINISTRATIVE RULE

I do hereby certify that the attached is an accurate and complete copy of the order rulemaking lawfully submitted by the Missouri Public Service Commission on this 23rd day of January 2003.

Statutory Authority: Sections 393.140(11), 386.250(6) and 536.016(1)

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Sincerely yours,

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

DHR:CES:rr

Enclosures: Transmittal Form, Order of Rulemaking & 3.5" Diskette

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

ORDER OF RULEMAKING

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SECRETARY OF STATE  
ADMINISTRATIVE RULES

By the authority vested in the Missouri Public Service Commission under section 386.250, RSMo 2000, as currently supplemented, the commission adopts a rule as follows:

**4 CSR 240-3.405 Filing Requirements for Steam Heating Utility**  
**Applications for Authority to Sell, Assign, Lease or Transfer Assets is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on September 16, 2002 (27 MoReg 1617). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.



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A. Rule Number Chapter 4 CSR 240-3.410

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Name of Person to call with questions about this rule:

Content Cliff E. Snodgrass & Dale Johansen Phone 573-751-3966 FAX 573-751-9285

Data Entry Rosemarie Riedl Phone 573-751-7468 FAX Same as above

Email Address cliffsnodgrass@psc.state.mo.us or dalejohansen@psc.state.mo.us

Interagency Mailing Address Governor Office Building, 200 Madison St., 8th Floor, Jefferson City, MO

Statutory Authority 393.140(11), 386.250(6), 536.016(1) Current RSMo date 2000

Date Filed With the Joint Committee on Administrative Rules Exempt per Sections 536.024 and 536.037, RSMo 2000, and Executive Order No. 97-97 (June 27, 1997)

**B. CHECK, IF INCLUDED:**

- |                                     |                             |                          |  |
|-------------------------------------|-----------------------------|--------------------------|--|
| <input checked="" type="checkbox"/> | This transmittal completed  | <input type="checkbox"/> | Incorporation by reference materials, if any |
| <input checked="" type="checkbox"/> | Cover letter                | <input type="checkbox"/> | Authority with history of the rule           |
| <input type="checkbox"/>            | Affidavit                   | <input type="checkbox"/> | Public cost                                  |
| <input type="checkbox"/>            | Forms, number of pages ____ | <input type="checkbox"/> | Private cost                                 |
| <input type="checkbox"/>            | Fiscal notes                | <input type="checkbox"/> | Hearing and comment period                   |

### C. RULEMAKING ACTION TO BE TAKEN

- ☐ Emergency Rulemaking, (check one) ☐ rule ☐ amendment ☐ rescission ☐ termination  
**MUST include effective date**
- ☐ Proposed Rulemaking (check one) ☐ rule ☐ amendment ☐ rescission
- ☒ Order of Rulemaking (check one) ☒ rule ☐ amendment ☐ rescission ☐ termination  
**MUST complete page 2 of this transmittal**
- ☐ Withdrawal (check one) ☐ rule ☐ amendment ☐ rescission ☐ emergency
- ☐ Rule action notice
- ☐ In addition
- ☐ Rule under consideration

- D. SPECIFIC INSTRUCTIONS: Please indicate any special instructions (e.g., publication date preference, identify material to be incorporated by reference, or forms included herein).

JCAR Stamp

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

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

**RULE TRANSMITTAL (PAGE 2)**

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E. ORDER OF RULEMAKING: Rule Number \_\_\_\_\_

1a. Effective Date for the Order

☒ Statutory 30 days

Specific date \_\_\_\_\_

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

☐ 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 of rulemaking, indicating the specific section, subsection, paragraph, subparagraph, part, etc., where each change is found. It is especially important to identify the parts of the rule that are being deleted in this order of rulemaking. This is not a reprinting of your order, but an explanation of what sections, subsections, etc. have been changed since the original proposed rule was filed.

(Start text here. If text continues to a third page, insert a continuous section break and, in section 3, delete the footer text. DO NOT delete the header, however.)

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.



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

## 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>  
January 23, 2003

ROBERT J. QUINN, JR.  
Executive Director  
WESS A. HENDERSON  
Director, Utility Operations  
ROBERT SCHALLENBERG  
Director, Utility Services  
DONNA M. PRENGER  
Director, Administration  
DALE HARDY ROBERTS  
Secretary/Chief Regulatory Law Judge  
DANA K. JOYCE  
General Counsel

Mr. Matt Blunt  
Secretary of State  
Administrative Rules Division  
600 West Main Street  
Jefferson City, MO 65101

Dear Secretary Blunt,

**RE: 4 CSR 240-3.410 - Filing Requirements for Steam Heating Utility Applications for  
Authority to Merge or Consolidate**

### CERTIFICATION OF ADMINISTRATIVE RULE

I do hereby certify that the attached is an accurate and complete copy of the order rulemaking lawfully submitted by the Missouri Public Service Commission on this 23rd day of January 2003.

Statutory Authority: Sections 393.140(11), 386.250(6) and 536.016(1)

If there are any questions regarding the content of the rule, please contact:

Cliff E. Snodgrass  
200 Madison Street, Suite 800  
P. O. Box 360, Jefferson City, MO 65101  
(573) 751-3966  
[cliffsnodgrass@psc.state.mo.us](mailto:cliffsnodgrass@psc.state.mo.us)

Sincerely yours,

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

DHR:CES:rr

Enclosures: Transmittal Form, Order of Rulemaking & 3.5" Diskette

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

RECEIVED

JAN 23 2003

ORDER OF RULEMAKING

SECRETARY OF STATE  
ADMINISTRATIVE RULES

By the authority vested in the Missouri Public Service Commission under section 386.250, RSMo 2000, as currently supplemented, the commission adopts a rule as follows:

**4 CSR 240-3.410 Filing Requirements for Steam Heating Utility  
Applications for Authority to Merge or Consolidate is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on September 16, 2002 (27 MoReg 1617-1618). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** The commission received written comments from one entity regarding this proposed rule. The comments focused on the use of the term "purchaser" in one section of the rule. The period for receiving written comments on this proposed rule ended on October 16, 2002. The commission held a public hearing on this proposed rule on October 25, 2002, but received no comments regarding the rule at that hearing.

**COMMENTS:** The comments state that it is inappropriate for the Commission to use the term "purchaser" in this rule, since the rule pertains to utility mergers and consolidations and there is no "purchaser" in such situations.

**RESPONSE:** The commission notes that the use of the referenced term comes from an existing rule related to this topic, and that in the interest of not making changes that could be considered substantive when comparing the existing rule and this proposed rule, the term "purchaser" was used in the proposed rule. While the commission agrees with the gist of the comments, it continues to be concerned that any changes to the subject language in the proposed rule could be considered substantive. Based on the foregoing, the commission is not making any changes to the proposed rule at this time.

# RULE TRANSMITTAL (

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

\*Administrative Rules Stamp

**RECEIVED**  
**JAN 23 2003**  
**SECRETARY OF STATE**  
**ADMINISTRATIVE RULES**

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

A. Rule Number Chapter 4 CSR 240-3.415  
 Diskette File Name Orders of Rulemaking - Chapter 3 Word 2000  
 Name of Person to call with questions about this rule:  
 Content Cliff E. Snodgrass & Dale Johansen Phone 573-751-3966 FAX 573-751-9285  
 Data Entry Rosemarie Riedl Phone 573-751-7468 FAX Same as above  
 Email Address cliffsnodgrass@psc.state.mo.us or dalejohansen@psc.state.mo.us  
 Interagency Mailing Address Governor Office Building, 200 Madison St., 8th Floor, Jefferson City, MO  
 Statutory Authority 393.140(11), 386.250(6), 536.016(1) Current RSMo date 2000  
 Date Filed With the Joint Committee on Administrative Rules Exempt per Sections 536.024 and 536.037, RSMo 2000, and Executive Order No. 97-97 (June 27, 1997)

## B. CHECK, IF INCLUDED:

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> This transmittal completed | <input type="checkbox"/> Incorporation by reference materials, if any |
| <input checked="" type="checkbox"/> Cover letter               | <input type="checkbox"/> Authority with history of the rule           |
| <input type="checkbox"/> Affidavit                             | <input type="checkbox"/> Public cost                                  |
| <input type="checkbox"/> Forms, number of pages <u>    </u>    | <input type="checkbox"/> Private cost                                 |
| <input type="checkbox"/> Fiscal notes                          | <input type="checkbox"/> Hearing and comment period                   |

## C. RULEMAKING ACTION TO BE TAKEN

- ☐ Emergency Rulemaking, (check one) ☐ rule ☐ amendment ☐ rescission ☐ termination  
**MUST include effective date**
- ☐ Proposed Rulemaking (check one) ☐ rule ☐ amendment ☐ rescission
- ☒ Order of Rulemaking (check one) ☒ rule ☐ amendment ☐ rescission ☐ termination  
**MUST complete page 2 of this transmittal**
- ☐ Withdrawal (check one) ☐ rule ☐ amendment ☐ rescission ☐ emergency
- ☐ Rule action notice
- ☐ In addition
- ☐ Rule under consideration

## D. SPECIFIC INSTRUCTIONS: Please indicate any special instructions (e.g., publication date preference, identify material to be incorporated by reference, or forms included herein).

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JCAR Stamp

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

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

**RULE TRANSMITTAL (PAGE 2)**

---

E. ORDER OF RULEMAKING: Rule Number \_\_\_\_\_

1a. Effective Date for the Order

☒ Statutory 30 days

Specific date \_\_\_\_\_

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

☐ 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 of rulemaking, indicating the specific section, subsection, paragraph, subparagraph, part, etc., where each change is found. It is especially important to identify the parts of the rule that are being deleted in this order of rulemaking. This is not a reprinting of your order, but an explanation of what sections, subsections, etc. have been changed since the original proposed rule was filed.

(Start text here. If text continues to a third page, insert a continuous section break and, in **section 3**, delete the footer text. DO NOT delete the header, however.)

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.



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

## 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>  
January 23, 2003

ROBERT J. QUINN, JR.  
Executive Director  
WESS A. HENDERSON  
Director, Utility Operations  
ROBERT SCHALLENBERG  
Director, Utility Services  
DONNA M. PRENGER  
Director, Administration  
DALE HARDY ROBERTS  
Secretary/Chief Regulatory Law Judge  
DANA K. JOYCE  
General Counsel

Mr. Matt Blunt  
Secretary of State  
Administrative Rules Division  
600 West Main Street  
Jefferson City, MO 65101

Dear Secretary Blunt,

**RE: 4 CSR 240-3.415 - Filing Requirements for Steam Heating Utility Applications for Authority to Issue Stock, Bonds, Notes and Other Evidences of Indebtedness**

### CERTIFICATION OF ADMINISTRATIVE RULE

I do hereby certify that the attached is an accurate and complete copy of the order rulemaking lawfully submitted by the Missouri Public Service Commission on this 23rd day of January 2003.

Statutory Authority: Sections 393.140(11), 386.250(6) and 536.016(1)

If there are any questions regarding the content of the rule, please contact:

Cliff E. Snodgrass  
200 Madison Street, Suite 800  
P. O. Box 360, Jefferson City, MO 65101  
(573) 751-3966  
[cliffsnodgrass@psc.state.mo.us](mailto:cliffsnodgrass@psc.state.mo.us)

Sincerely yours,

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

DHR:CES:rr

Enclosures: Transmittal Form, Order of Rulemaking & 3.5" Diskette

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

**RECEIVED**

**JAN 23 2003**

**ORDER OF RULEMAKING**

**SECRETARY OF STATE  
ADMINISTRATIVE RULES**

By the authority vested in the Missouri Public Service Commission under section 386.250, RSMo 2000, as currently supplemented, the commission adopts a rule as follows:

**4 CSR 240-3.415 Filing Requirements for Steam Heating Utility Applications for Authority to Issue Stock, Bonds, Notes and Other Evidences of Indebtedness is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on September 16, 2002 (27 MoReg 1618). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.





**RULE TRANSMITTAL (PAGE 2)**

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E. ORDER OF RULEMAKING: Rule Number \_\_\_\_\_

1a. Effective Date for the Order

☒ Statutory 30 days

Specific date \_\_\_\_\_

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

☐ 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 of rulemaking, indicating the specific section, subsection, paragraph, subparagraph, part, etc., where each change is found. It is especially important to identify the parts of the rule that are being deleted in this order of rulemaking. This is not a reprinting of your order, but an explanation of what sections, subsections, etc. have been changed since the original proposed rule was filed.

(Start text here. If text continues to a third page, insert a continuous section break and, in section 3, delete the footer text. DO NOT delete the header, however.)

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.



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

## Missouri Public Service Commission

POST OFFICE BOX 360  
JEFFERSON CITY, MISSOURI 65102  
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January 23, 2003

ROBERT J. QUINN, JR.  
Executive Director  
WESS A. HENDERSON  
Director, Utility Operations  
ROBERT SCHALLENBERG  
Director, Utility Services  
DONNA M. PRENGER  
Director, Administration  
DALE HARDY ROBERTS  
Secretary/Chief Regulatory Law Judge  
DANA K. JOYCE  
General Counsel

Mr. Matt Blunt  
Secretary of State  
Administrative Rules Division  
600 West Main Street  
Jefferson City, MO 65101

Dear Secretary Blunt,

**RE: 4 CSR 240-3.420 - Filing Requirements for Steam Heating Utility Applications for  
Authority to Acquire the Stock of a Public Utility**

### CERTIFICATION OF ADMINISTRATIVE RULE

I do hereby certify that the attached is an accurate and complete copy of the order rulemaking lawfully submitted by the Missouri Public Service Commission on this 23rd day of January 2003.

Statutory Authority: Sections 393.140(11), 386.250(6) and 536.016(1)

If there are any questions regarding the content of the rule, please contact:

Cliff E. Snodgrass  
200 Madison Street, Suite 800  
P. O. Box 360, Jefferson City, MO 65101  
(573) 751-3966  
[cliffsnodgrass@psc.state.mo.us](mailto:cliffsnodgrass@psc.state.mo.us)

Sincerely yours,

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

DHR:CES:rr

Enclosures: Transmittal Form, Order of Rulemaking & 3.5" Diskette

**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 Missouri Public Service Commission under section 386.250, RSMo 2000, as currently supplemented, the commission adopts a rule as follows:

**4 CSR 240-3.420 Filing Requirements for Steam Heating Utility Applications  
for Authority to Acquire the Stock of a Public Utility is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on September 16, 2002 (27 MoReg 1618-1619). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**RECEIVED**

**JAN 23 2003**

**SECRETARY OF STATE  
ADMINISTRATIVE RULES**

# RULE TRANSMITTAL (

**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 Chapter 4 CSR 240-3.425  
 Diskette File Name Orders of Rulemaking - Chapter 3 Rules Word 2000  
 Name of Person to call with questions about this rule:  
 Content Cliff E. Snodgrass & Dale Johansen Phone 573-751-3966 FAX 573-751-9285  
 Data Entry Rosemarie Riedl Phone 573-751-7468 FAX Same as above  
 Email Address cliffsnodgrass@psc.state.mo.us or dalejohansen@psc.state.mo.us  
 Interagency Mailing Address Governor Office Building, 200 Madison St., 8th Floor, Jefferson City, MO  
 Statutory Authority 393.140(11), 386.250(6), 536.016(1) Current RSMo date 2000  
 Date Filed With the Joint Committee on Administrative Rules Exempt per Sections 536.024 and 536.037, RSMo 2000, and Executive Order No. 97-97 (June 27, 1997)

## B. CHECK, IF INCLUDED:

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> This transmittal completed | <input type="checkbox"/> Incorporation by reference materials, if any |
| <input checked="" type="checkbox"/> Cover letter               | <input type="checkbox"/> Authority with history of the rule           |
| <input type="checkbox"/> Affidavit                             | <input type="checkbox"/> Public cost                                  |
| <input type="checkbox"/> Forms, number of pages <u>    </u>    | <input type="checkbox"/> Private cost                                 |
| <input type="checkbox"/> Fiscal notes                          | <input type="checkbox"/> Hearing and comment period                   |

## C. RULEMAKING ACTION TO BE TAKEN

- ☐ Emergency Rulemaking, (check one) ☐ rule ☐ amendment ☐ rescission ☐ termination  
**MUST include effective date**
- ☐ Proposed Rulemaking (check one) ☐ rule ☐ amendment ☐ rescission
- ☒ Order of Rulemaking (check one) ☒ rule ☐ amendment ☐ rescission ☐ termination  
**MUST complete page 2 of this transmittal**
- ☐ Withdrawal (check one) ☐ rule ☐ amendment ☐ rescission ☐ emergency
- ☐ Rule action notice
- ☐ In addition
- ☐ Rule under consideration

## D. SPECIFIC INSTRUCTIONS: Please indicate any special instructions (e.g., publication date preference, identify material to be incorporated by reference, or forms included herein).

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JCAR Stamp

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

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

**RULE TRANSMITTAL (PAGE 2)**

---

E. ORDER OF RULEMAKING: Rule Number \_\_\_\_\_

1a. Effective Date for the Order

☒ Statutory 30 days

Specific date \_\_\_\_\_

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

☒ 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 of rulemaking, indicating the specific section, subsection, paragraph, subparagraph, part, etc., where each change is found. It is especially important to identify the parts of the rule that are being deleted in this order of rulemaking. This is not a reprinting of your order, but an explanation of what sections, subsections, etc. have been changed since the original proposed rule was filed.

(Start text here. If text continues to a third page, insert a continuous section break and, in section 3, delete the footer text. DO NOT delete the header, however.)

Summary of Changes for 3.425

The changes to this rule consist of the correction of three typographical errors in section (3) of the rule. Specifically, an underscore five spaces in length is being added to the end of the fifth sentence and two underscores five spaces in length are being added to the last sentence, both of which follow the phrase "PSC Mo. No." in the final part of the last sentence.

**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.



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

## Missouri Public Service Commission

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JEFFERSON CITY, MISSOURI 65102  
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January 23, 2003

ROBERT J. QUINN, JR.  
Executive Director  
WESS A. HENDERSON  
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ROBERT SCHALLENBERG  
Director, Utility Services  
DONNA M. PRENGER  
Director, Administration  
DALE HARDY ROBERTS  
Secretary/Chief Regulatory Law Judge  
DANA K. JOYCE  
General Counsel

Mr. Matt Blunt  
Secretary of State  
Administrative Rules Division  
600 West Main Street  
Jefferson City, MO 65101

Dear Secretary Blunt,

**RE: 4 CSR 240-3.425 - Filing Requirements for Steam Heating Utility Rate Schedules**

### CERTIFICATION OF ADMINISTRATIVE RULE

I do hereby certify that the attached is an accurate and complete copy of the order rulemaking lawfully submitted by the Missouri Public Service Commission on this 23rd day of January 2003.

Statutory Authority: Sections 393.140(11), 386.250(6) and 536.016(1)

If there are any questions regarding the content of the rule, please contact:

Cliff E. Snodgrass  
200 Madison Street, Suite 800  
P. O. Box 360, Jefferson City, MO 65101  
(573) 751-3966  
[cliffsnodgrass@psc.state.mo.us](mailto:cliffsnodgrass@psc.state.mo.us)

Sincerely yours,

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

DHR:CES:rr

Enclosures: Transmittal Form, Order of Rulemaking & 3.5" Diskette

Title 4 – DEPARTMENT OF ECONOMIC DEVELOPMENT

Division 240 – Public Service Commission

Chapter 3 – Filing and Reporting Requirements

RECEIVED

JAN 23 2003

SECRETARY OF STATE  
ADMINISTRATIVE RULES

ORDER OF RULEMAKING

By the authority vested in the Missouri Public Service Commission under sections 386.250, 393.140 and 393.290, RSMo 2000, as currently supplemented, the commission adopts a rule as follows:

**4 CSR 240-3.425 Filing Requirements for Steam Heating Utility Rate Schedules is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on September 16, 2002 (27 MoReg 1619-1620). Those sections with changes are reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The commission received written comments from one entity regarding this proposed rule. The comments focused on an apparent typographical error in the rule. The period for receiving written comments on this proposed rule ended on October 16, 2002. The commission held a public hearing on this proposed rule on October 25, 2002, but received no comments regarding the rule at that hearing.

COMMENTS: The entity that submitted comments regarding this proposed rule pointed out an apparent typographical error in section (3) of the proposed rule, regarding the omission of an underscore at the end of the fifth sentence of this section.

RESPONSE AND EXPLANATION OF CHANGE: The commission agrees that the noted typographical error exists, and also notes that two similar typographical errors exist in the last sentence of the referenced section. Accordingly, the Commission is modifying section (3) of the proposed rule.

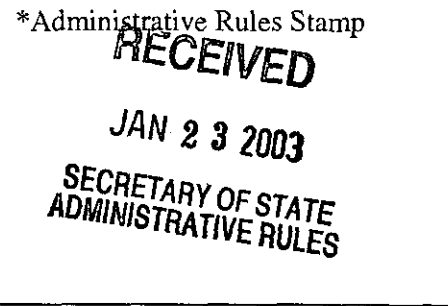
**4 CSR 240-3.425 Filing Requirements for Steam Heating Utility Rate Schedules**

(3) Rate schedules shall be drawn up substantially in accordance with PSC Form No. 16 and shall be plainly printed or typewritten on good quality of paper of size eight and one half inches by eleven inches (8 1/2" x 11") in book, sheet or pamphlet form. A loose-leaf plan may be used so changes can be made by reprinting and inserting a single leaf. When the loose-leaf plan is used, all sheets, except the title page sheet, must show, in the marginal space at top of page, the name of the heating company, the PSC number of the schedule and the number of the page. In the marginal space at the bottom of the sheet shall be shown the date of issue, effective date and the name, title and address of the officer by whom the schedule is issued. All schedules shall bear a number with the prefix PSC Mo. \_\_\_\_\_. Schedules shall be numbered in consecutive serial order beginning with number 1 for each steam heating company. If a schedule or a part is canceled, a new schedule or part (sheet(s) if loose-leaf will refer to the schedule canceled by its PSC number; thus, PSC Mo. No. \_\_\_\_\_ canceling PSC Mo. No. \_\_\_\_\_.



# RULE TRANSMITTAL

**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 Chapter 4 CSR 240-3.435  
 Diskette File Name Orders of Rulemaking - Chapter 3 Word 2000  
 Name of Person to call with questions about this rule:  
 Content Cliff E. Snodgrass & Dale Johansen Phone 573-751-3966 FAX 573-751-9285  
 Data Entry Rosemarie Riedl Phone 573-751-7468 FAX Same as above  
 Email Address cliffsnodgrass@psc.state.mo.us or dalejohansen@psc.state.mo.us  
 Interagency Mailing Address Governor Office Building, 200 Madison St., 8th Floor, Jefferson City, MO  
 Statutory Authority 393.140(11), 386.250(6), 536.016(1) Current RSMo date 2000  
 Date Filed With the Joint Committee on Administrative Rules Exempt per Sections 536.024 and 536.037, RSMo 2000, and Executive Order No. 97-97 (June 27, 1997)

## B. CHECK, IF INCLUDED:

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> This transmittal completed | <input type="checkbox"/> Incorporation by reference materials, if any |
| <input checked="" type="checkbox"/> Cover letter               | <input type="checkbox"/> Authority with history of the rule           |
| <input type="checkbox"/> Affidavit                             | <input type="checkbox"/> Public cost                                  |
| <input type="checkbox"/> Forms, number of pages <u>    </u>    | <input type="checkbox"/> Private cost                                 |
| <input type="checkbox"/> Fiscal notes                          | <input type="checkbox"/> Hearing and comment period                   |

## C. RULEMAKING ACTION TO BE TAKEN

- ☐ Emergency Rulemaking, (check one) ☐ rule ☐ amendment ☐ rescission ☐ termination  
**MUST include effective date**
- ☐ Proposed Rulemaking (check one) ☐ rule ☐ amendment ☐ rescission
- ☒ Order of Rulemaking (check one) ☒ rule ☐ amendment ☐ rescission ☐ termination  
**MUST complete page 2 of this transmittal**
- ☐ Withdrawal (check one) ☐ rule ☐ amendment ☐ rescission ☐ emergency
- ☐ Rule action notice
- ☐ In addition
- ☐ Rule under consideration

## D. SPECIFIC INSTRUCTIONS: Please indicate any special instructions (e.g., publication date preference, identify material to be incorporated by reference, or forms included herein).

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

JCAR Stamp

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

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

**RULE TRANSMITTAL (PAGE 2)**

---

E. ORDER OF RULEMAKING: Rule Number \_\_\_\_\_

1a. Effective Date for the Order

☒ Statutory 30 days

Specific date \_\_\_\_\_

\_\_\_ 1b. Does the Order of Rulemaking contain changes to the rule text?

☐ 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 of rulemaking, indicating the specific section, subsection, paragraph, subparagraph, part, etc., where each change is found. It is especially important to identify the parts of the rule that are being deleted in this order of rulemaking. This is not a reprinting of your order, but an explanation of what sections, subsections, etc. have been changed since the original proposed rule was filed.

(Start text here. If text continues to a third page, insert a continuous section break and, in section 3, delete the footer text. DO NOT delete the header, however.)

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.



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

## 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>  
January 23, 2003

ROBERT J. QUINN, JR.  
Executive Director  
WESS A. HENDERSON  
Director, Utility Operations  
ROBERT SCHALLENBERG  
Director, Utility Services  
DONNA M. PRENGER  
Director, Administration  
DALE HARDY ROBERTS  
Secretary/Chief Regulatory Law Judge  
DANA K. JOYCE  
General Counsel

Mr. Matt Blunt  
Secretary of State  
Administrative Rules Division  
600 West Main Street  
Jefferson City, MO 65101

Dear Secretary Blunt,

**RE: 4 CSR 240-3.435 - Annual Report Filing Requirements for Steam Heating Utilities**

### CERTIFICATION OF ADMINISTRATIVE RULE

I do hereby certify that the attached is an accurate and complete copy of the order rulemaking lawfully submitted by the Missouri Public Service Commission on this 23rd day of January 2003.

Statutory Authority: Sections 393.140(11), 386.250(6) and 536.016(1)

If there are any questions regarding the content of the rule, please contact:

Cliff E. Snodgrass  
200 Madison Street, Suite 800  
P. O. Box 360, Jefferson City, MO 65101  
(573) 751-3966  
[cliffsnodgrass@psc.state.mo.us](mailto:cliffsnodgrass@psc.state.mo.us)

Sincerely yours,

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

DHR:CES:rr

Enclosures: Transmittal Form, Order of Rulemaking & 3.5" Diskette

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

**RECEIVED**

**JAN 23 2003**

**ORDER OF RULEMAKING**

**SECRETARY OF STATE  
ADMINISTRATIVE RULES**

By the authority vested in the Missouri Public Service Commission under sections 386.250, 393.140 and 393.290, RSMo 2000, as currently supplemented, the commission adopts a rule as follows:

**4 CSR 240-3.435 Annual Report Filing Requirements for Steam Heating Utilities is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on September 16, 2002 (27 MoReg 1620). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

\*Administrative Rules Stamp

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

RECEIVED

**JAN 23 2003**

~~SECRETARY OF STATE~~  
~~ADMINISTRATIVE RULES~~

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

A. Rule Number Chapter 4 CSR 240-3.500  
 Diskette File Name Orders of Rulemaking - Chapter 3 Word 2000  
 Name of Person to call with questions about this rule:  
 Content Cliff E. Snodgrass & Dale Johansen Phone 573-751-3966 FAX 573-751-9285  
 Data Entry Rosemarie Riedl Phone 573-751-7468 FAX Same as above  
 Email Address cliffsnodgrass@psc.state.mo.us or dalejohansen@psc.state.mo.us  
 Interagency Mailing Address Governor Office Building, 200 Madison St., 8th Floor, Jefferson City, MO  
 Statutory Authority 393.140(11), 386.250(6), 536.016(1) Current RSMo date 2000  
 Date Filed With the Joint Committee on Administrative Rules Exempt per Sections 536.024 and 536.037, RSMo 2000, and Executive Order No. 97-97 (June 27, 1997)

B. CHECK, IF INCLUDED:

- |                                     |                             |                          |  |
|-------------------------------------|-----------------------------|--------------------------|--|
| <input checked="" type="checkbox"/> | This transmittal completed  | <input type="checkbox"/> | Incorporation by reference materials, if any |
| <input checked="" type="checkbox"/> | Cover letter                | <input type="checkbox"/> | Authority with history of the rule           |
| <input type="checkbox"/>            | Affidavit                   | <input type="checkbox"/> | Public cost                                  |
| <input type="checkbox"/>            | Forms, number of pages ____ | <input type="checkbox"/> | Private cost                                 |
| <input type="checkbox"/>            | Fiscal notes                | <input type="checkbox"/> | Hearing and comment period                   |

### C. RULEMAKING ACTION TO BE TAKEN

- ☐ Emergency Rulemaking (check one) ☐ rule ☐ amendment ☐ rescission ☐ termination  
**MUST** include effective date \_\_\_\_\_
- ☐ Proposed Rulemaking (check one) ☐ rule ☐ amendment ☐ rescission
- ☒ Order of Rulemaking (check one) ☒ rule ☐ amendment ☐ rescission ☐ termination  
**MUST** complete page 2 of this transmittal
- ☐ Withdrawal (check one) ☐ rule ☐ amendment ☐ rescission ☐ emergency
- ☐ Rule action notice
- ☐ In addition
- ☐ Rule under consideration

D. **SPECIFIC INSTRUCTIONS:** Please indicate any special instructions (e.g., publication date preference, identify material to be incorporated by reference, or forms included herein).

[illegible]

ICAR Stamp

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

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

**RULE TRANSMITTAL (PAGE 2)**

---

E. ORDER OF RULEMAKING: Rule Number \_\_\_\_\_

1a. Effective Date for the Order

☒ Statutory 30 days

Specific date \_\_\_\_\_

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

☐ 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 of rulemaking, indicating the specific section, subsection, paragraph, subparagraph, part, etc., where each change is found. It is especially important to identify the parts of the rule that are being deleted in this order of rulemaking. This is not a reprinting of your order, but an explanation of what sections, subsections, etc. have been changed since the original proposed rule was filed.

(Start text here. If text continues to a third page, insert a continuous section break and, in section 3, delete the footer text. DO NOT delete the header, however.)

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.



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

## 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>  
January 23, 2003

ROBERT J. QUINN, JR.  
Executive Director  
WESS A. HENDERSON  
Director, Utility Operations  
ROBERT SCHALLENBERG  
Director, Utility Services  
DONNA M. PRENGER  
Director, Administration  
DALE HARDY ROBERTS  
Secretary/Chief Regulatory Law Judge  
DANA K. JOYCE  
General Counsel

Mr. Matt Blunt  
Secretary of State  
Administrative Rules Division  
600 West Main Street  
Jefferson City, MO 65101

Dear Secretary Blunt,

**RE: 4 CSR 240-3.500 - Definitions Pertaining Specifically to Telecommunication  
Company Rules**

### CERTIFICATION OF ADMINISTRATIVE RULE

I do hereby certify that the attached is an accurate and complete copy of the order rulemaking lawfully submitted by the Missouri Public Service Commission on this 23rd day of January 2003.

Statutory Authority: Sections 393.140(11), 386.250(6) and 536.016(1)

If there are any questions regarding the content of the rule, please contact:

Cliff E. Snodgrass  
200 Madison Street, Suite 800  
P. O. Box 360, Jefferson City, MO 65101  
(573) 751-3966  
[cliffsnodgrass@psc.state.mo.us](mailto:cliffsnodgrass@psc.state.mo.us)

Sincerely yours,

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

DHR:CES:rr

Enclosures: Transmittal Form, Order of Rulemaking & 3.5" Diskette

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

ORDER OF RULEMAKING

RECEIVED

JAN 23 2003

SECRETARY OF STATE  
ADMINISTRATIVE RULES

By the authority vested in the Missouri Public Service Commission under section 386.250, RSMo 2000, as currently supplemented, the commission adopts a rule as follows:

**4 CSR 240-3.500 Definitions Pertaining Specifically to Telecommunication Company Rules is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on September 16, 2002 (27 MoReg 1620-1621). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.



\*Administrative Rules Stamp

RECEIVED

JAN 23 2003

**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 Chapter 4 CSR 240-3.505  
 Diskette File Name Orders of Rulemaking - Chapter 3 Word 2000  
 Name of Person to call with questions about this rule:  
 Content Cliff E. Snodgrass & Dale Johansen Phone 573-751-3966 FAX 573-751-9285  
 Data Entry Rosemarie Riedl Phone 573-751-7468 FAX Same as above  
 Email Address cliffsnodgrass@psc.state.mo.us or dalejohansen@psc.state.mo.us  
 Interagency Mailing Address Governor Office Building, 200 Madison St., 8th Floor, Jefferson City, MO  
 Statutory Authority 393.140(11), 386.250(6), 536.016(1) Current RSMo date 2000  
 Date Filed With the Joint Committee on Administrative Rules Exempt per Sections 536.024 and 536.037, RSMo 2000, and Executive Order No. 97-97 (June 27, 1997)

## B. CHECK, IF INCLUDED:

- |                                     |                             |                          |  |
|-------------------------------------|-----------------------------|--------------------------|--|
| <input checked="" type="checkbox"/> | This transmittal completed  | <input type="checkbox"/> | Incorporation by reference materials, if any |
| <input checked="" type="checkbox"/> | Cover letter                | <input type="checkbox"/> | Authority with history of the rule           |
| <input type="checkbox"/>            | Affidavit                   | <input type="checkbox"/> | Public cost                                  |
| <input type="checkbox"/>            | Forms, number of pages ____ | <input type="checkbox"/> | Private cost                                 |
| <input type="checkbox"/>            | Fiscal notes                | <input type="checkbox"/> | Hearing and comment period                   |

### C. RULEMAKING ACTION TO BE TAKEN

- ☐ Emergency Rulemaking, (check one) ☐ rule ☐ amendment ☐ rescission ☐ termination  
**MUST include effective date** \_\_\_\_\_
- ☐ Proposed Rulemaking (check one) ☐ rule ☐ amendment ☐ rescission
- ☒ Order of Rulemaking (check one) ☒ rule ☐ amendment ☐ rescission ☐ termination  
**MUST complete page 2 of this transmittal**
- ☐ Withdrawal (check one) ☐ rule ☐ amendment ☐ rescission ☐ emergency
- ☐ Rule action notice
- ☐ In addition
- ☐ Rule under consideration

- D. **SPECIFIC INSTRUCTIONS:** Please indicate any special instructions (e.g., publication date preference, identify material to be incorporated by reference, or forms included herein).

JCAR Stamp

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

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

**RULE TRANSMITTAL (PAGE 2)**

---

E. ORDER OF RULEMAKING: Rule Number \_\_\_\_\_

1a. Effective Date for the Order

☒ Statutory 30 days

Specific date \_\_\_\_\_

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

☐ 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 of rulemaking, indicating the specific section, subsection, paragraph, subparagraph, part, etc., where each change is found. It is especially important to identify the parts of the rule that are being deleted in this order of rulemaking. This is not a reprinting of your order, but an explanation of what sections, subsections, etc. have been changed since the original proposed rule was filed.

(Start text here. If text continues to a third page, insert a continuous section break and, in section 3, delete the footer text. DO NOT delete the header, however.)

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.



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

## Missouri Public Service Commission

POST OFFICE BOX 360  
JEFFERSON CITY, MISSOURI 65102  
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573-751-1847 (Fax Number)  
<http://www.psc.state.mo.us>  
January 23, 2003

ROBERT J. QUINN, JR.  
Executive Director  
WESS A. HENDERSON  
Director, Utility Operations  
ROBERT SCHALLENBERG  
Director, Utility Services  
DONNA M. PRENGER  
Director, Administration  
DALE HARDY ROBERTS  
Secretary/Chief Regulatory Law Judge  
DANA K. JOYCE  
General Counsel

Mr. Matt Blunt  
Secretary of State  
Administrative Rules Division  
600 West Main Street  
Jefferson City, MO 65101

Dear Secretary Blunt,

**RE: 4 CSR 240-3.505 - Filing Requirements for Telecommunications Company  
Applications for Certificates of Interexchange Service Authority to Provide  
Customer-Owned Coin Telephone Service**

### CERTIFICATION OF ADMINISTRATIVE RULE

I do hereby certify that the attached is an accurate and complete copy of the order rulemaking lawfully submitted by the Missouri Public Service Commission on this 23rd day of January 2003.

Statutory Authority: Sections 393.140(11), 386.250(6) and 536.016(1)

If there are any questions regarding the content of the rule, please contact:

Cliff E. Snodgrass  
200 Madison Street, Suite 800  
P. O. Box 360, Jefferson City, MO 65101  
(573) 751-3966  
[cliffsnodgrass@psc.state.mo.us](mailto:cliffsnodgrass@psc.state.mo.us)

Sincerely yours,

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

DHR:CES:rr  
Enclosures: Transmittal Form, Order of Rulemaking & 3.5" Diskette

**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 Missouri Public Service Commission under section 386.250, RSMo 2000, as currently supplemented, the commission adopts a rule as follows:

**4 CSR 240-3.505** Filing Requirements for Telecommunications Company Applications for Certificates of Interexchange Service Authority to Provide Customer-Owned Coin Telephone Service **is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on September 16, 2002 (27 MoReg 1621). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**RECEIVED**  
**JAN 23 2003**  
**SECRETARY OF STATE**  
**ADMINISTRATIVE RULES**

RECEIVED

**JAN 23 2003**

**SECRETARY OF STATE  
ADMINISTRATIVE RULES**

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

**RULE TRANSMITTAL (PAGE 2)**

---

E. ORDER OF RULEMAKING: Rule Number \_\_\_\_\_

1a. Effective Date for the Order

☒ Statutory 30 days

Specific date \_\_\_\_\_

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

☐ 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 of rulemaking, indicating the specific section, subsection, paragraph, subparagraph, part, etc., where each change is found. It is especially important to identify the parts of the rule that are being deleted in this order of rulemaking. This is not a reprinting of your order, but an explanation of what sections, subsections, etc. have been changed since the original proposed rule was filed.

(Start text here. If text continues to a third page, insert a continuous section break and, in section 3, delete the footer text. DO NOT delete the header, however.)

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.



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

## Missouri Public Service Commission

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JEFFERSON CITY, MISSOURI 65102  
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January 23, 2003

ROBERT J. QUINN, JR.  
Executive Director  
WESS A. HENDERSON  
Director, Utility Operations  
ROBERT SCHALLENBERG  
Director, Utility Services  
DONNA M. PRENGER  
Director, Administration  
DALE HARDY ROBERTS  
Secretary/Chief Regulatory Law Judge  
DANA K. JOYCE  
General Counsel

Mr. Matt Blunt  
Secretary of State  
Administrative Rules Division  
600 West Main Street  
Jefferson City, MO 65101

Dear Secretary Blunt,

**RE: 4 CSR 240-3.510 - Filing Requirements for Telecommunications Company  
Applications for Certificates of Service Authority to Provide Telecommunications  
Services, Weather Interexchange, Local Exchange or Basic Local Exchange**

### CERTIFICATION OF ADMINISTRATIVE RULE

I do hereby certify that the attached is an accurate and complete copy of the order rulemaking lawfully submitted by the Missouri Public Service Commission on this 23rd day of January 2003.

Statutory Authority: Sections 393.140(11), 386.250(6) and 536.016(1)

If there are any questions regarding the content of the rule, please contact:

Cliff E. Snodgrass  
200 Madison Street, Suite 800  
P. O. Box 360, Jefferson City, MO 65101  
(573) 751-3966  
[cliffsnodgrass@psc.state.mo.us](mailto:cliffsnodgrass@psc.state.mo.us)

Sincerely yours,

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

DHR:CES:rr  
Enclosures: Transmittal Form, Order of Rulemaking & 3.5" Diskette

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

ORDER OF RULEMAKING

RECEIVED

JAN 23 2003

SECRETARY OF STATE  
ADMINISTRATIVE RULES

By the authority vested in the Missouri Public Service Commission under section 386.250, RSMo 2000, as currently supplemented, the commission adopts a rule as follows:

**4 CSR 240-3.510** Filing Requirements for Telecommunications Company Applications  
for Certificates of Service Authority to Provide Telecommunications Services,  
Whether Interexchange, Local Exchange or Basic Local Exchange **is adopted**.

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on September 16, 2002 (27 MoReg 1621-1622). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.



# RULE TRANSMITTAL

\*Administrative Rules Stamp

RECEIVED

JAN 23 2003

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 Chapter 4 CSR 240-3.515  
Diskette File Name Orders of Rulemaking - Chapter 3 Word 2000  
Name of Person to call with questions about this rule:  
Content Cliff E. Snodgrass & Dale Johansen Phone 573-751-3966 FAX 573-751-9285  
Data Entry Rosemarie Riedl Phone 573-751-7468 FAX Same as above  
Email Address cliffsnodgrass@psc.state.mo.us or dalejohansen@psc.state.mo.us  
Interagency Mailing Address Governor Office Building, 200 Madison St., 8th Floor, Jefferson City, MO  
Statutory Authority 393.140(11), 386.250(6), 536.016(1) Current RSMo date 2000  
Date Filed With the Joint Committee on Administrative Rules Exempt per Sections 536.024 and 536.037, RSMo 2000, and Executive Order No. 97-97 (June 27, 1997)

## B. CHECK, IF INCLUDED:

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> This transmittal completed | <input type="checkbox"/> Incorporation by reference materials, if any |
| <input checked="" type="checkbox"/> Cover letter               | <input type="checkbox"/> Authority with history of the rule           |
| <input type="checkbox"/> Affidavit                             | <input type="checkbox"/> Public cost                                  |
| <input type="checkbox"/> Forms, number of pages <u>    </u>    | <input type="checkbox"/> Private cost                                 |
| <input type="checkbox"/> Fiscal notes                          | <input type="checkbox"/> Hearing and comment period                   |

## C. RULEMAKING ACTION TO BE TAKEN

- ☐ Emergency Rulemaking, (check one) ☐ rule ☐ amendment ☐ rescission ☐ termination  
**MUST** include effective date
- ☐ Proposed Rulemaking (check one) ☐ rule ☐ amendment ☐ rescission
- ☒ Order of Rulemaking (check one) ☒ rule ☐ amendment ☐ rescission ☐ termination  
**MUST** complete page 2 of this transmittal
- ☐ Withdrawal (check one) ☐ rule ☐ amendment ☐ rescission ☐ emergency
- ☐ Rule action notice
- ☐ In addition
- ☐ Rule under consideration

## D. SPECIFIC INSTRUCTIONS: Please indicate any special instructions (e.g., publication date preference, identify material to be incorporated by reference, or forms included herein).

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

JCAR Stamp

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

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

**RULE TRANSMITTAL (PAGE 2)**

---

E. ORDER OF RULEMAKING: Rule Number \_\_\_\_\_

1a. Effective Date for the Order

☒ Statutory 30 days

Specific date \_\_\_\_\_

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

☐ 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 of rulemaking, indicating the specific section, subsection, paragraph, subparagraph, part, etc., where each change is found. It is especially important to identify the parts of the rule that are being deleted in this order of rulemaking. This is not a reprinting of your order, but an explanation of what sections, subsections, etc. have been changed since the original proposed rule was filed.

(Start text here. If text continues to a third page, insert a continuous section break and, in section 3, delete the footer text. DO NOT delete the header, however.)

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.



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

## Missouri Public Service Commission

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JEFFERSON CITY, MISSOURI 65102  
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January 23, 2003

ROBERT J. QUINN, JR.  
Executive Director  
WESS A. HENDERSON  
Director, Utility Operations  
ROBERT SCHALLENBERG  
Director, Utility Services  
DONNA M. PRENGER  
Director, Administration  
DALE HARDY ROBERTS  
Secretary/Chief Regulatory Law Judge  
DANA K. JOYCE  
General Counsel

Mr. Matt Blunt  
Secretary of State  
Administrative Rules Division  
600 West Main Street  
Jefferson City, MO 65101

Dear Secretary Blunt,

**RE: 4 CSR 240-3.515 - Filing Requirements for Telecommunications Company  
Applications for Certificates of Service Authority to Provide Shared Tenant  
Services**

### CERTIFICATION OF ADMINISTRATIVE RULE

I do hereby certify that the attached is an accurate and complete copy of the order rulemaking lawfully submitted by the Missouri Public Service Commission on this 23rd day of January 2003.

Statutory Authority: Sections 393.140(11), 386.250(6) and 536.016(1)

If there are any questions regarding the content of the rule, please contact:

Cliff E. Snodgrass  
200 Madison Street, Suite 800  
P. O. Box 360, Jefferson City, MO 65101  
(573) 751-3966  
[cliffsnodgrass@psc.state.mo.us](mailto:cliffsnodgrass@psc.state.mo.us)

Sincerely yours,

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

DHR:CES:rr  
Enclosures: Transmittal Form, Order of Rulemaking & 3.5" Diskette

**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 Missouri Public Service Commission under section 386.250, RSMo 2000, as currently supplemented, the commission adopts a rule as follows:

**4 CSR 240-3.515** Filing Requirements for Telecommunications Company Applications  
for Certificates of Service Authority to Provide Shared Tenant Services **is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on September 16, 2002 (27 MoReg 1622). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**RECEIVED**

**JAN 23 2003**

**SECRETARY OF STATE  
ADMINISTRATIVE RULES**

# RULE TRANSMITTAL (

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

\*Administrative Rules Stamp

**RECEIVED**

**JAN 23 2003**

**SECRETARY OF STATE**  
**ADMINISTRATIVE RULES**

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

A. Rule Number Chapter 4 CSR 240-3.520  
 Diskette File Name Orders of Rulemaking - Chapter 3 Word 2000  
 Name of Person to call with questions about this rule:  
 Content Cliff E. Snodgrass & Dale Johansen Phone 573-751-3966 FAX 573-751-9285  
 Data Entry Rosemarie Riedl Phone 573-751-7468 FAX Same as above  
 Email Address cliffsnodgrass@psc.state.mo.us or dalejohansen@psc.state.mo.us  
 Interagency Mailing Address Governor Office Building, 200 Madison St., 8th Floor, Jefferson City, MO  
 Statutory Authority 393.140(11), 386.250(6), 536.016(1) Current RSMo date 2000  
 Date Filed With the Joint Committee on Administrative Rules Exempt per Sections 536.024 and 536.037, RSMo 2000, and Executive Order No. 97-97 (June 27, 1997)

## B. CHECK, IF INCLUDED:

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> This transmittal completed | <input type="checkbox"/> Incorporation by reference materials, if any |
| <input checked="" type="checkbox"/> Cover letter               | <input type="checkbox"/> Authority with history of the rule           |
| <input type="checkbox"/> Affidavit                             | <input type="checkbox"/> Public cost                                  |
| <input type="checkbox"/> Forms, number of pages <u>    </u>    | <input type="checkbox"/> Private cost                                 |
| <input type="checkbox"/> Fiscal notes                          | <input type="checkbox"/> Hearing and comment period                   |

## C. RULEMAKING ACTION TO BE TAKEN

- ☐ Emergency Rulemaking, (check one) ☐ rule ☐ amendment ☐ rescission ☐ termination  
**MUST** include effective date
- ☐ Proposed Rulemaking (check one) ☐ rule ☐ amendment ☐ rescission
- ☒ Order of Rulemaking (check one) ☒ rule ☐ amendment ☐ rescission ☐ termination  
**MUST** complete page 2 of this transmittal
- ☐ Withdrawal (check one) ☐ rule ☐ amendment ☐ rescission ☐ emergency
- ☐ Rule action notice
- ☐ In addition
- ☐ Rule under consideration

## D. SPECIFIC INSTRUCTIONS: Please indicate any special instructions (e.g., publication date preference, identify material to be incorporated by reference, or forms included herein).

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

JCAR Stamp

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

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

**RULE TRANSMITTAL (PAGE 2)**

---

E. ORDER OF RULEMAKING: Rule Number \_\_\_\_\_

1a. Effective Date for the Order

☒ Statutory 30 days

Specific date \_\_\_\_\_

— 1b. Does the Order of Rulemaking contain changes to the rule text?

☐ 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 of rulemaking, indicating the specific section, subsection, paragraph, subparagraph, part, etc., where each change is found. It is especially important to identify the parts of the rule that are being deleted in this order of rulemaking. This is not a reprinting of your order, but an explanation of what sections, subsections, etc. have been changed since the original proposed rule was filed.

(Start text here. If text continues to a third page, insert a continuous section break and, in section 3, delete the footer text. DO NOT delete the header, however.)

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.



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

## 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>  
January 23, 2003

ROBERT J. QUINN, JR.  
Executive Director  
WESS A. HENDERSON  
Director, Utility Operations  
ROBERT SCHALLENBERG  
Director, Utility Services  
DONNA M. PRENGER  
Director, Administration  
DALE HARDY ROBERTS  
Secretary/Chief Regulatory Law Judge  
DANA K. JOYCE  
General Counsel

Mr. Matt Blunt  
Secretary of State  
Administrative Rules Division  
600 West Main Street  
Jefferson City, MO 65101

Dear Secretary Blunt,

**RE: 4 CSR 240-3.520 - Filing Requirements for Telecommunications Company  
Applications for Authority to Sell, Assign, Lease or Transfer Assets**

### CERTIFICATION OF ADMINISTRATIVE RULE

I do hereby certify that the attached is an accurate and complete copy of the order rulemaking lawfully submitted by the Missouri Public Service Commission on this 23rd day of January 2003.

Statutory Authority: Sections 393.140(11), 386.250(6) and 536.016(1)

If there are any questions regarding the content of the rule, please contact:

Cliff E. Snodgrass  
200 Madison Street, Suite 800  
P. O. Box 360, Jefferson City, MO 65101  
(573) 751-3966  
[cliffsnodgrass@psc.state.mo.us](mailto:cliffsnodgrass@psc.state.mo.us)

Sincerely yours,

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

DHR:CES:rr

Enclosures: Transmittal Form, Order of Rulemaking & 3.5" Diskette

**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 Missouri Public Service Commission under section 386.250, RSMo 2000, as currently supplemented, the commission adopts a rule as follows:

**4 CSR 240-3.520** Filing Requirements for Telecommunications Company  
Applications for Authority to Sell, Assign, Lease or Transfer Assets **is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on September 16, 2002 (27 MoReg 1622-1623). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

RECEIVED  
JAN 23 2003  
SECRETARY OF  
ADMINISTRATIVE SERVICES



\*Administrative Rules Stamp

RECEIVED

**JAN 23 2003**

**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 Chapter 4 CSR 240-3.525  
 Diskette File Name Orders of Rulemaking - Chapter 3 Word 2000  
 Name of Person to call with questions about this rule:  
 Content Cliff E. Snodgrass & Dale Johansen Phone 573-751-3966 FAX 573-751-9285  
 Data Entry Rosemarie Riedl Phone 573-751-7468 FAX Same as above  
 Email Address cliffsnodgrass@psc.state.mo.us or dalejohansen@psc.state.mo.us  
 Interagency Mailing Address Governor Office Building, 200 Madison St., 8th Floor, Jefferson City, MO  
 Statutory Authority 393.140(11), 386.250(6), 536.016(1) Current RSMo date 2000  
 Date Filed With the Joint Committee on Administrative Rules Exempt per Sections 536.024 and 536.037, RSMo 2000, and Executive Order No. 97-97 (June 27, 1997)

**B. CHECK, IF INCLUDED:**

- |                                     |                             |                          |  |
|-------------------------------------|-----------------------------|--------------------------|--|
| <input checked="" type="checkbox"/> | This transmittal completed  | <input type="checkbox"/> | Incorporation by reference materials, if any |
| <input checked="" type="checkbox"/> | Cover letter                | <input type="checkbox"/> | Authority with history of the rule           |
| <input type="checkbox"/>            | Affidavit                   | <input type="checkbox"/> | Public cost                                  |
| <input type="checkbox"/>            | Forms, number of pages ____ | <input type="checkbox"/> | Private cost                                 |
| <input type="checkbox"/>            | Fiscal notes                | <input type="checkbox"/> | Hearing and comment period                   |

### C. RULEMAKING ACTION TO BE TAKEN

- ☐ Emergency Rulemaking, (check one) ☐ rule ☐ amendment ☐ rescission ☐ termination  
**MUST include effective date** \_\_\_\_\_
- ☐ Proposed Rulemaking (check one) ☐ rule ☐ amendment ☐ rescission
- ☒ Order of Rulemaking (check one) ☒ rule ☐ amendment ☐ rescission ☐ termination  
**MUST complete page 2 of this transmittal**
- ☐ Withdrawal (check one) ☐ rule ☐ amendment ☐ rescission ☐ emergency
- ☐ Rule action notice
- ☐ In addition
- ☐ Rule under consideration

- D. SPECIFIC INSTRUCTIONS: Please indicate any special instructions (e.g., publication date preference, identify material to be incorporated by reference, or forms included herein).

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

JCAR Stamp

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

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

**RULE TRANSMITTAL (PAGE 2)**

---

E. ORDER OF RULEMAKING: Rule Number \_\_\_\_\_

1a. Effective Date for the Order

☒ Statutory 30 days

Specific date \_\_\_\_\_

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

☐ 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 of rulemaking, indicating the specific section, subsection, paragraph, subparagraph, part, etc., where each change is found. It is especially important to identify the parts of the rule that are being deleted in this order of rulemaking. This is not a reprinting of your order, but an explanation of what sections, subsections, etc. have been changed since the original proposed rule was filed.

(Start text here. If text continues to a third page, insert a continuous section break and, in section 3, delete the footer text. DO NOT delete the header, however.)

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.



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

## 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>  
January 23, 2003

ROBERT J. QUINN, JR.  
Executive Director  
WESS A. HENDERSON  
Director, Utility Operations  
ROBERT SCHALLENBERG  
Director, Utility Services  
DONNA M. PRENGER  
Director, Administration  
DALE HARDY ROBERTS  
Secretary/Chief Regulatory Law Judge  
DANA K. JOYCE  
General Counsel

Mr. Matt Blunt  
Secretary of State  
Administrative Rules Division  
600 West Main Street  
Jefferson City, MO 65101

Dear Secretary Blunt,

**RE: 4 CSR 240-3.525 - Filing Requirements for Telecommunications Company  
Applications for Authority to Merge or Consolidate**

### CERTIFICATION OF ADMINISTRATIVE RULE

I do hereby certify that the attached is an accurate and complete copy of the order rulemaking lawfully submitted by the Missouri Public Service Commission on this 23rd day of January 2003.

Statutory Authority: Sections 393.140(11), 386.250(6) and 536.016(1)

If there are any questions regarding the content of the rule, please contact:

Cliff E. Snodgrass  
200 Madison Street, Suite 800  
P. O. Box 360, Jefferson City, MO 65101  
(573) 751-3966  
[cliffsnodgrass@psc.state.mo.us](mailto:cliffsnodgrass@psc.state.mo.us)

Sincerely yours,

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

DHR:CES:rr  
Enclosures: Transmittal Form, Order of Rulemaking & 3.5" Diskette

**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 Missouri Public Service Commission under section 386.250, RSMo 2000, as currently supplemented, the commission adopts a rule as follows:

**4 CSR 240-3.525 Filing Requirements for Telecommunications Company  
Applications for Authority to Merge or Consolidate is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on September 16, 2002 (27 MoReg 1623-1624). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** The commission received written comments from one entity regarding this proposed rule. The comments focused on the use of the term "purchaser" in one section of the rule. The period for receiving written comments on this proposed rule ended on October 16, 2002. The commission held a public hearing on this proposed rule on October 25, 2002, but received no comments regarding the rule at that hearing.

**COMMENTS:** The entity that submitted comments regarding this proposed rule stated the opinion that it is inappropriate for the commission to use the term "purchaser" in this rule, since the rule pertains to utility mergers and consolidations and there is no "purchaser" in such situations.

**RESPONSE:** The commission notes that the use of the referenced term comes from an existing rule related to this topic, and that in the interest of not making changes that could be considered substantive when comparing the existing rule and this proposed rule, the term "purchaser" was used in the proposed rule. While the commission agrees with the gist of the comments, it continues to be concerned that any changes to the subject language in the proposed rule could be considered substantive. Based on the foregoing, the commission is not making any changes to the proposed rule at this time.

ADMINISTRATIVE RULES

**RECEIVED**

**JAN 23 2003**

**SECRETARY OF STATE  
ADMINISTRATIVE RULES**

# RULE TRANSMITTAL

\*Administrative Rules Stamp

RECEIVED

JAN 23 2003

SECRETARY OF STATE  
ADMINISTRATIVE

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 Chapter 4 CSR 240-3.530  
 Diskette File Name Orders of Rulemaking - Chapter 3 Word 2000  
 Name of Person to call with questions about this rule:  
 Content Cliff E. Snodgrass & Dale Johansen Phone 573-751-3966 FAX 573-751-9285  
 Data Entry Rosemarie Riedl Phone 573-751-7468 FAX Same as above  
 Email Address cliffsnodgrass@psc.state.mo.us or dalejohansen@psc.state.mo.us  
 Interagency Mailing Address Governor Office Building, 200 Madison St., 8th Floor, Jefferson City, MO  
 Statutory Authority 393.140(11), 386.250(6), 536.016(1) Current RSMo date 2000  
 Date Filed With the Joint Committee on Administrative Rules Exempt per Sections 536.024 and 536.037, RSMo 2000, and Executive Order No. 97-97 (June 27, 1997)

## B. CHECK, IF INCLUDED:

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> This transmittal completed | <input type="checkbox"/> Incorporation by reference materials, if any |
| <input checked="" type="checkbox"/> Cover letter               | <input type="checkbox"/> Authority with history of the rule           |
| <input type="checkbox"/> Affidavit                             | <input type="checkbox"/> Public cost                                  |
| <input type="checkbox"/> Forms, number of pages <u>      </u>  | <input type="checkbox"/> Private cost                                 |
| <input type="checkbox"/> Fiscal notes                          | <input type="checkbox"/> Hearing and comment period                   |

## C. RULEMAKING ACTION TO BE TAKEN

- ☐ Emergency Rulemaking, (check one) ☐ rule ☐ amendment ☐ rescission ☐ termination  
**MUST include effective date**
- ☐ Proposed Rulemaking (check one) ☐ rule ☐ amendment ☐ rescission
- ☒ Order of Rulemaking (check one) ☒ rule ☐ amendment ☐ rescission ☐ termination  
**MUST complete page 2 of this transmittal**
- ☐ Withdrawal (check one) ☐ rule ☐ amendment ☐ rescission ☐ emergency
- ☐ Rule action notice
- ☐ In addition
- ☐ Rule under consideration

## D. SPECIFIC INSTRUCTIONS: Please indicate any special instructions (e.g., publication date preference, identify material to be incorporated by reference, or forms included herein).

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

JCAR Stamp

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

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

**RULE TRANSMITTAL (PAGE 2)**

---

E. ORDER OF RULEMAKING: Rule Number \_\_\_\_\_

1a. Effective Date for the Order

☒ Statutory 30 days

Specific date \_\_\_\_\_

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

☐ 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 of rulemaking, indicating the specific section, subsection, paragraph, subparagraph, part, etc., where each change is found. It is especially important to identify the parts of the rule that are being deleted in this order of rulemaking. This is not a reprinting of your order, but an explanation of what sections, subsections, etc. have been changed since the original proposed rule was filed.

(Start text here. If text continues to a third page, insert a continuous section break and, in section 3, delete the footer text. DO NOT delete the header, however.)

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.



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

## 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>  
January 23, 2003

ROBERT J. QUINN, JR.  
Executive Director  
WESS A. HENDERSON  
Director, Utility Operations  
ROBERT SCHALLENBERG  
Director, Utility Services  
DONNA M. PRENGER  
Director, Administration  
DALE HARDY ROBERTS  
Secretary/Chief Regulatory Law Judge  
DANA K. JOYCE  
General Counsel

Mr. Matt Blunt  
Secretary of State  
Administrative Rules Division  
600 West Main Street  
Jefferson City, MO 65101

Dear Secretary Blunt,

**RE: 4 CSR 240-3.530 - Filing Requirements for Telecommunications Company  
Applications for Authority to Issue Stock, Bonds, Notes and Other Evidences of  
Indebtedness**

### CERTIFICATION OF ADMINISTRATIVE RULE

I do hereby certify that the attached is an accurate and complete copy of the order rulemaking lawfully submitted by the Missouri Public Service Commission on this 23rd day of January 2003.

Statutory Authority: Sections 393.140(11), 386.250(6) and 536.016(1)

If there are any questions regarding the content of the rule, please contact:

Cliff E. Snodgrass  
200 Madison Street, Suite 800  
P. O. Box 360, Jefferson City, MO 65101  
(573) 751-3966  
[cliffsnodgrass@psc.state.mo.us](mailto:cliffsnodgrass@psc.state.mo.us)

Sincerely yours,

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

DHR:CES:rr  
Enclosures: Transmittal Form, Order of Rulemaking & 3.5" Diskette

**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 Missouri Public Service Commission under section 386.250, RSMo 2000, as currently supplemented, the commission adopts a rule as follows:

**4 CSR 240-3.530** Filing Requirements for Telecommunications Company Applications for Authority to Issue Stock, Bonds, Notes and Other Evidences of Indebtedness **is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on September 16, 2002 (27 MoReg 1624). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**REC'D**

**JAN 23 2003**

**SECRETARY OF STATE  
ADMINISTRATIVE RULES**



\*Administrative Rules Stamp

RECEIVED  
JAN 23 2003  
SECRETARY OF STATE  
ADMINISTRATIVE RULES

A. Rule Number Chapter 4 CSR 240-3.535

Diskette File Name Orders of Rulemaking - Chapter 3 Rules Word 2000

Name of Person to call with questions about this rule:

Content Cliff E. Snodgrass & Dale Johansen Phone 573-751-3966 FAX 573-751-9285

Data Entry Rosemarie Riedl Phone 573-751-7468 FAX Same as above

Email Address cliffsnodgrass@psc.state.mo.us or dalejohansen@psc.state.mo.us

Interagency Mailing Address Governor Office Building, 200 Madison St., 8th Floor, Jefferson City, MO

Statutory Authority 393.140(11), 386.250(6), 536.016(1) Current RSMo date 2000

Date Filed With the Joint Committee on Administrative Rules Exempt per Sections 536.024 and 536.037, RSMo 2000, and Executive Order No. 97-97 (June 27, 1997)

<input checked="" type="checkbox"/>	This transmittal completed	<input type="checkbox"/>	Incorporation by reference materials, if any
<input checked="" type="checkbox"/>	Cover letter	<input type="checkbox"/>	Authority with history of the rule
<input type="checkbox"/>	Affidavit	<input type="checkbox"/>	Public cost
<input type="checkbox"/>	Forms, number of pages ____	<input type="checkbox"/>	Private cost
<input type="checkbox"/>	Fiscal notes	<input type="checkbox"/>	Hearing and comment period

☐ Emergency Rulemaking (check one) ☐ rule ☐ amendment ☐ rescission ☐ termination  
**MUST** include effective date \_\_\_\_\_

☐ Proposed Rulemaking (check one) ☐ rule ☐ amendment ☐ rescission

☒ Order of Rulemaking (check one) ☒ rule ☐ amendment ☐ rescission ☐ termination  
**MUST** complete page 2 of this transmittal

☐ Withdrawal (check one) ☐ rule ☐ amendment ☐ rescission ☐ emergency

☐ Rule action notice

☐ In addition

☐ Rule under consideration

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

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

**RULE TRANSMITTAL (PAGE 2)**

---

E. ORDER OF RULEMAKING: Rule Number \_\_\_\_\_

1a. Effective Date for the Order

☒ Statutory 30 days

Specific date \_\_\_\_\_

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

☒ 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 of rulemaking, indicating the specific section, subsection, paragraph, subparagraph, part, etc., where each change is found. It is especially important to identify the parts of the rule that are being deleted in this order of rulemaking. This is not a reprinting of your order, but an explanation of what sections, subsections, etc. have been changed since the original proposed rule was filed.

(Start text here. If text continues to a third page, insert a continuous section break and, in section 3, delete the footer text. DO NOT delete the header, however.)

Summary of Changes for 3.535

The change to this rule consists of the deletion of what was originally published as section (1) of the rule, which also results in a renumbering of the two remaining sections of the rule.

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.



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

## 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>  
January 23, 2003

ROBERT J. QUINN, JR.  
Executive Director  
WESS A. HENDERSON  
Director, Utility Operations  
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Director, Utility Services  
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Director, Administration  
DALE HARDY ROBERTS  
Secretary/Chief Regulatory Law Judge  
DANA K. JOYCE  
General Counsel

Mr. Matt Blunt  
Secretary of State  
Administrative Rules Division  
600 West Main Street  
Jefferson City, MO 65101

Dear Secretary Blunt,

**RE: 4 CSR 240-3.535 - Filing Requirements for Telecommunications Company  
Applications for Authority to Acquire the Stock of a Public Utility**

### CERTIFICATION OF ADMINISTRATIVE RULE

I do hereby certify that the attached is an accurate and complete copy of the order rulemaking lawfully submitted by the Missouri Public Service Commission on this 23rd day of January 2003.

Statutory Authority: Sections 393.140(11), 386.250(6) and 536.016(1)

If there are any questions regarding the content of the rule, please contact:

Cliff E. Snodgrass  
200 Madison Street, Suite 800  
P. O. Box 360, Jefferson City, MO 65101  
(573) 751-3966  
[cliffsnodgrass@psc.state.mo.us](mailto:cliffsnodgrass@psc.state.mo.us)

Sincerely yours,

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

DHR:CES:rr  
Enclosures: Transmittal Form, Order of Rulemaking & 3.5" Diskette

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

**RECEIVED**

**JAN 23 2003**

**ORDER OF RULEMAKING**

**SECRETARY OF STATE  
ADMINISTRATIVE RULES**

By the authority vested in the Missouri Public Service Commission under section 386.250, RSMo 2000, as currently supplemented, the commission adopts a rule as follows:

**4 CSR 240-3.535 Filing Requirements for Telecommunications Company  
Applications for Authority to Acquire the Stock of a Public Utility is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on September 16, 2002 (27 MoReg 1624-1625). Those sections with changes are reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** The commission received written comments from one entity regarding this proposed rule. The comments focused on an exemption in the rule that applies to competitive telecommunications companies. The period for receiving written comments on this proposed rule ended on October 16, 2002. The commission held a public hearing on this proposed rule on October 25, 2002, but received no comments regarding the rule at that hearing.

**COMMENTS:** The entity that submitted comments regarding this proposed rule objected to the inclusion of language that would exempt competitive telecommunications companies from the obligations of this rule, and contended that the inclusion of such language is tantamount to a "substantive" change to the relevant existing obligations. The comments also set forth the rationale for the basis of the stated objection and contention.

**RESPONSE AND EXPLANATION OF CHANGE:** Upon consideration of the comments, the commission agrees that the language exempting competitive telecommunications companies from the obligations of this rule should not be included in the rule at this time. As a result, the commission is modifying the proposed rule by removing section (1) of the rule and renumbering the remaining sections accordingly.

**4 CSR 240-3.535 Filing Requirements for Telecommunications Company Applications for Authority to Acquire the Stock of a Public Utility**

(1) In addition to the requirements of 4 CSR 240-2.060(1), applications for authority to acquire the stock of a public utility shall include:

- (A) A statement of the offer to purchase stock of the public utility or a copy of any agreement entered with shareholders to purchase stock;
- (B) A certified copy of the resolution of the directors of applicant authorizing the acquisition of the stock; and
- (C) Reasons why the proposed acquisition of the stock of the public utility is not detrimental to the public interest.

(2) If any of the items required under this rule are unavailable at the time the application is filed, they shall be furnished prior to the granting of the authority sought.

**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 Chapter 4 CSR 240-3.540  
 Diskette File Name Orders of Rulemaking - Chapter 3 Word 2000  
 Name of Person to call with questions about this rule:  
 Content Cliff E. Snodgrass & Dale Johansen Phone 573-751-3966 FAX 573-751-9285  
 Data Entry Rosemarie Riedl Phone 573-751-7468 FAX Same as above  
 Email Address cliffsnodgrass@psc.state.mo.us or dalejohansen@psc.state.mo.us  
 Interagency Mailing Address Governor Office Building, 200 Madison St., 8th Floor, Jefferson City, MO  
 Statutory Authority 393.140(11), 386.250(6), 536.016(1) Current RSMo date 2000  
 Date Filed With the Joint Committee on Administrative Rules Exempt per Sections 536.024 and 536.037, RSMo 2000, and Executive Order No. 97-97 (June 27, 1997)

B. CHECK, IF INCLUDED:

- |                                     |                             |                          |  |
|-------------------------------------|-----------------------------|--------------------------|--|
| <input checked="" type="checkbox"/> | This transmittal completed  | <input type="checkbox"/> | Incorporation by reference materials, if any |
| <input checked="" type="checkbox"/> | Cover letter                | <input type="checkbox"/> | Authority with history of the rule           |
| <input type="checkbox"/>            | Affidavit                   | <input type="checkbox"/> | Public cost                                  |
| <input type="checkbox"/>            | Forms, number of pages ____ | <input type="checkbox"/> | Private cost                                 |
| <input type="checkbox"/>            | Fiscal notes                | <input type="checkbox"/> | Hearing and comment period                   |

### C. RULEMAKING ACTION TO BE TAKEN

- ☐ Emergency Rulemaking, (check one) ☐ rule ☐ amendment ☐ rescission ☐ termination  
**MUST** include effective date \_\_\_\_\_
- ☐ Proposed Rulemaking (check one) ☐ rule ☐ amendment ☐ rescission
- ☒ Order of Rulemaking (check one) ☒ rule ☐ amendment ☐ rescission ☐ termination  
**MUST** complete page 2 of this transmittal
- ☐ Withdrawal (check one) ☐ rule ☐ amendment ☐ rescission ☐ emergency
- ☐ Rule action notice
- ☐ In addition
- ☐ Rule under consideration

- D. **SPECIFIC INSTRUCTIONS:** Please indicate any special instructions (e.g., publication date preference, identify material to be incorporated by reference, or forms included herein).

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JCAR Stamp

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

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

**RULE TRANSMITTAL (PAGE 2)**

---

E. ORDER OF RULEMAKING: Rule Number \_\_\_\_\_

1a. Effective Date for the Order

☒ Statutory 30 days

Specific date \_\_\_\_\_

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

☐ 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 of rulemaking, indicating the specific section, subsection, paragraph, subparagraph, part, etc., where each change is found. It is especially important to identify the parts of the rule that are being deleted in this order of rulemaking. This is not a reprinting of your order, but an explanation of what sections, subsections, etc. have been changed since the original proposed rule was filed.

(Start text here. If text continues to a third page, insert a continuous section break and, in section 3, delete the footer text. DO NOT delete the header, however.)

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.



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

## 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>  
January 23, 2003

ROBERT J. QUINN, JR.  
Executive Director  
WESS A. HENDERSON  
Director, Utility Operations  
ROBERT SCHALLENBERG  
Director, Utility Services  
DONNA M. PRENGER  
Director, Administration  
DALE HARDY ROBERTS  
Secretary/Chief Regulatory Law Judge  
DANA K. JOYCE  
General Counsel

Mr. Matt Blunt  
Secretary of State  
Administrative Rules Division  
600 West Main Street  
Jefferson City, MO 65101

Dear Secretary Blunt,

**RE: 4 CSR 240-3.540 - Annual Report Filing Requirements for Telecommunications Companies**

### CERTIFICATION OF ADMINISTRATIVE RULE

I do hereby certify that the attached is an accurate and complete copy of the order rulemaking lawfully submitted by the Missouri Public Service Commission on this 23rd day of January 2003.

Statutory Authority: Sections 393.140(11), 386.250(6) and 536.016(1)

If there are any questions regarding the content of the rule, please contact:

Cliff E. Snodgrass  
200 Madison Street, Suite 800  
P. O. Box 360, Jefferson City, MO 65101  
(573) 751-3966  
[cliffsnodgrass@psc.state.mo.us](mailto:cliffsnodgrass@psc.state.mo.us)

Sincerely yours,

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

DHR:CES:rr

Enclosures: Transmittal Form, Order of Rulemaking & 3.5" Diskette

**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 Missouri Public Service Commission under sections 386.250 and 392.210, RSMo 2000, as currently supplemented, the commission adopts a rule as follows:

**4 CSR 240-3.540 Annual Report Filing Requirements for Telecommunications Companies is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on September 16, 2002 (27 MoReg 1625). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**RECEIVED**  
**JAN 23 2003**  
**SECRETARY OF STATE**  
**ADMINISTRATIVE RULES**



# RULE TRANSMITTAL (

\*Administrative Rules Stamp

**RECEIVED**

**JAN 23 2003**

**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 Chapter 4 CSR 240-3.545  
Diskette File Name Orders of Rulemaking - Chapter 3 Rules Word 2000  
Name of Person to call with questions about this rule:  
Content Cliff E. Snodgrass & Dale Johansen Phone 573-751-3966 FAX 573-751-9285  
Data Entry Rosemarie Riedl Phone 573-751-7468 FAX Same as above  
Email Address cliffsnodgrass@psc.state.mo.us or dalejohansen@psc.state.mo.us  
Interagency Mailing Address Governor Office Building, 200 Madison St., 8th Floor, Jefferson City, MO  
Statutory Authority 393.140(11), 386.250(6), 536.016(1) Current RSMo date 2000  
Date Filed With the Joint Committee on Administrative Rules Exempt per Sections 536.024 and 536.037, RSMo 2000, and Executive Order No. 97-97 (June 27, 1997)

## B. CHECK, IF INCLUDED:

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> This transmittal completed | <input type="checkbox"/> Incorporation by reference materials, if any |
| <input checked="" type="checkbox"/> Cover letter               | <input type="checkbox"/> Authority with history of the rule           |
| <input type="checkbox"/> Affidavit                             | <input type="checkbox"/> Public cost                                  |
| <input type="checkbox"/> Forms, number of pages <u>    </u>    | <input type="checkbox"/> Private cost                                 |
| <input type="checkbox"/> Fiscal notes                          | <input type="checkbox"/> Hearing and comment period                   |

## C. RULEMAKING ACTION TO BE TAKEN

- ☐ Emergency Rulemaking, (check one) ☐ rule ☐ amendment ☐ rescission ☐ termination  
**MUST** include effective date
- ☐ Proposed Rulemaking (check one) ☐ rule ☐ amendment ☐ rescission
- ☒ Order of Rulemaking (check one) ☒ rule ☐ amendment ☐ rescission ☐ termination  
**MUST** complete page 2 of this transmittal
- ☐ Withdrawal (check one) ☐ rule ☐ amendment ☐ rescission ☐ emergency
- ☐ Rule action notice
- ☐ In addition
- ☐ Rule under consideration

## D. SPECIFIC INSTRUCTIONS: Please indicate any special instructions (e.g., publication date preference, identify material to be incorporated by reference, or forms included herein).

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

JCAR Stamp

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

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

**RULE TRANSMITTAL (PAGE 2)**

---

E. ORDER OF RULEMAKING: Rule Number \_\_\_\_\_

1a. Effective Date for the Order

☒ Statutory 30 days

Specific date \_\_\_\_\_

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

☒ 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 of rulemaking, indicating the specific section, subsection, paragraph, subparagraph, part, etc., where each change is found. It is especially important to identify the parts of the rule that are being deleted in this order of rulemaking. This is not a reprinting of your order, but an explanation of what sections, subsections, etc. have been changed since the original proposed rule was filed.

(Start text here. If text continues to a third page, insert a continuous section break and, in section 3, delete the footer text. DO NOT delete the header, however.)

Summary of Changes for 3.545

The rule has been changed by inserting an additional section at the end of the rule. This results in the rule now containing thirty-six (36) sections rather than thirty-five (35) as originally published.

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.



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

## 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>  
January 23, 2003

ROBERT J. QUINN, JR.  
Executive Director  
WESS A. HENDERSON  
Director, Utility Operations  
ROBERT SCHALLENBERG  
Director, Utility Services  
DONNA M. PRENGER  
Director, Administration  
DALE HARDY ROBERTS  
Secretary/Chief Regulatory Law Judge  
DANA K. JOYCE  
General Counsel

Mr. Matt Blunt  
Secretary of State  
Administrative Rules Division  
600 West Main Street  
Jefferson City, MO 65101

Dear Secretary Blunt,

**RE: 4 CSR 240-3.545 - Filing Requirements for Telecommunications Company Rate Schedules**

### CERTIFICATION OF ADMINISTRATIVE RULE

I do hereby certify that the attached is an accurate and complete copy of the order rulemaking lawfully submitted by the Missouri Public Service Commission on this 23rd day of January 2003.

Statutory Authority: Sections 393.140(11), 386.250(6) and 536.016(1)

If there are any questions regarding the content of the rule, please contact:

Cliff E. Snodgrass  
200 Madison Street, Suite 800  
P. O. Box 360, Jefferson City, MO 65101  
(573) 751-3966  
[cliffsnodgrass@psc.state.mo.us](mailto:cliffsnodgrass@psc.state.mo.us)

Sincerely yours,

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

DHR:CES:rr

Enclosures: Transmittal Form, Order of Rulemaking & 3.5" Diskette

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

RECEIVED

JAN 23 2003

SECRETARY OF STATE  
ADMINISTRATIVE RULES

ORDER OF RULEMAKING

By the authority vested in the Missouri Public Service Commission under sections 386.250 and 392.220, RSMo 2000, as currently supplemented, the commission adopts a rule as follows:

**4 CSR 240-3.545 Filing Requirements for Telecommunications Company Rate Schedules is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on September 16, 2002, 2002 (27 MoReg 1625-1630). Those sections with changes are reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** The commission received written comments from one entity regarding this proposed rule. The comments focused on the issue of waivers previously granted for the requirements of the rule under different rule numbers. The period for receiving written comments on this proposed rule ended on October 16, 2002. The commission held a public hearing on this proposed rule on October 25, 2002, but received no comments regarding the rule at that hearing.

**COMMENTS:** The entity that submitted comments regarding this proposed rule requested that the commission confirm in its Order of Rulemaking that waivers previously granted for 4 CSR 240-30.010(2)(C), a rule that contains the same requirements as the proposed rule and that is being rescinded in a companion rulemaking, shall extend and apply to the proposed rule so that duplicative waiver proceedings will not be necessary.

**RESPONSE AND EXPLANATION OF CHANGE:** In response to these comments, the commission confirms that waivers previously granted to telecommunications carriers for the requirements of 4 CSR 240-30.010(2)(C) will extend to the same requirements in the proposed rule and will thus not result in duplicative waiver proceedings. Accordingly, the commission is modifying the proposed rule by adding a new section at the end of the rule pertaining to this matter.

**4 CSR 240-3.545 Filing Requirements for Telecommunications Company Rate Schedules**

(36) Waivers regarding compliance with the requirements of this rule granted under previously used rule numbers such as 4 CSR 240-30.010(2)(C) will continue in effect unless otherwise ordered by the commission.

\*Administrative Rules Stamp

RECEIVED

JAN 23 2003

**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 Chapter 4 CSR 240-3.550

Diskette File Name Orders of Rulemaking - Chapter 3 Rules Word 2000

Name of Person to call with questions about this rule:

Content Cliff E. Snodgrass & Dale Johansen Phone 573-751-3966 FAX 573-751-9285

Data Entry Rosemarie Riedl Phone 573-751-7468 FAX Same as above

Email Address cliffsnodgrass@psc.state.mo.us or dalejohansen@psc.state.mo.us

Interagency Mailing Address Governor Office Building, 200 Madison St., 8th Floor, Jefferson City, MO

Statutory Authority 393.140(11), 386.250(6), 536.016(1) Current RSMo date 2000

Date Filed With the Joint Committee on Administrative Rules Exempt per Sections 536.024 and 536.037, RSMo 2000, and Executive Order No. 97-97 (June 27, 1997)

B. CHECK, IF INCLUDED:

- |                                     |                             |                          |  |
|-------------------------------------|-----------------------------|--------------------------|--|
| <input checked="" type="checkbox"/> | This transmittal completed  | <input type="checkbox"/> | Incorporation by reference materials, if any |
| <input checked="" type="checkbox"/> | Cover letter                | <input type="checkbox"/> | Authority with history of the rule           |
| <input type="checkbox"/>            | Affidavit                   | <input type="checkbox"/> | Public cost                                  |
| <input type="checkbox"/>            | Forms, number of pages ____ | <input type="checkbox"/> | Private cost                                 |
| <input type="checkbox"/>            | Fiscal notes                | <input type="checkbox"/> | Hearing and comment period                   |

### C. RULEMAKING ACTION TO BE TAKEN

- ☐ Emergency Rulemaking (check one) ☐ rule ☐ amendment ☐ rescission ☐ termination  
**MUST** include effective date \_\_\_\_\_  
☐ Proposed Rulemaking (check one) ☐ rule ☐ amendment ☐ rescission  
☒ Order of Rulemaking (check one) ☒ rule ☐ amendment ☐ rescission ☐ termination  
**MUST** complete page 2 of this transmittal  
☐ Withdrawal (check one) ☐ rule ☐ amendment ☐ rescission ☐ emergency  
☐ Rule action notice  
☐ In addition  
☐ Rule under consideration

D. SPECIFIC INSTRUCTIONS: Please indicate any special instructions (e.g., publication date preference, identify material to be incorporated by reference, or forms included herein).

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

JCAR Stamp

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

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

**RULE TRANSMITTAL (PAGE 2)**

---

E. ORDER OF RULEMAKING: Rule Number \_\_\_\_\_

1a. Effective Date for the Order

☒ Statutory 30 days

Specific date \_\_\_\_\_

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

☒ 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 of rulemaking, indicating the specific section, subsection, paragraph, subparagraph, part, etc., where each change is found. It is especially important to identify the parts of the rule that are being deleted in this order of rulemaking. This is not a reprinting of your order, but an explanation of what sections, subsections, etc. have been changed since the original proposed rule was filed.

(Start text here. If text continues to a third page, insert a continuous section break and, in section 3, delete the footer text. DO NOT delete the header, however.)

Summary of Changes for 3.550

The changes to this rule consist of the correction of an internal rule reference in subsection (5)(B) of the rule and the insertion of an additional section at the end of the rule. Specifically, the reference to 4 CSR 240-30.010 in subsection (5)(B) has been changed to a reference to 4 CSR 240-3.545, and a new section (6) has been added to the rule.

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.



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

## 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>  
January 23, 2003

ROBERT J. QUINN, JR.  
Executive Director  
WESS A. HENDERSON  
Director, Utility Operations  
ROBERT SCHALLENBERG  
Director, Utility Services  
DONNA M. PRENGER  
Director, Administration  
DALE HARDY ROBERTS  
Secretary/Chief Regulatory Law Judge  
DANA K. JOYCE  
General Counsel

Mr. Matt Blunt  
Secretary of State  
Administrative Rules Division  
600 West Main Street  
Jefferson City, MO 65101

Dear Secretary Blunt,

**RE: 4 CSR 240-3.550 - Telecommunications Company Records and Reports**

### CERTIFICATION OF ADMINISTRATIVE RULE

I do hereby certify that the attached is an accurate and complete copy of the order rulemaking lawfully submitted by the Missouri Public Service Commission on this 23rd day of January 2003.

Statutory Authority: Sections 393.140(11), 386.250(6) and 536.016(1)

If there are any questions regarding the content of the rule, please contact:

Cliff E. Snodgrass  
200 Madison Street, Suite 800  
P. O. Box 360, Jefferson City, MO 65101  
(573) 751-3966  
[cliffsnodgrass@psc.state.mo.us](mailto:cliffsnodgrass@psc.state.mo.us)

Sincerely yours,

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

DHR:CES:rr

Enclosures: Transmittal Form, Order of Rulemaking & 3.5" Diskette

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

RECEIVED

JAN 23 2003

SECRETARY OF STATE  
ADMINISTRATIVE RULES

ORDER OF RULEMAKING

By the authority vested in the Missouri Public Service Commission under section 386.250, RSMo 2000, as currently supplemented, the commission adopts a rule as follows:

**4 CSR 240-3.550 Telecommunications Company Records and Reports is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on September 16, 2002 (27 MoReg 1630-1631). Those sections with changes are reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** The commission received written comments from one entity regarding this proposed rule. The comments focused on the issue of waivers previously granted for the requirements of the rule under different rule numbers and on an apparent error in a reference contained in the rule. The period for receiving written comments on this proposed rule ended on October 16, 2002. The commission held a public hearing on this proposed rule on October 25, 2002, but received no comments regarding the rule at that hearing.

**COMMENTS:** The entity that submitted comments regarding this proposed rule addressed two issues. First, it was requested that the commission confirm in its Order of Rulemaking that waivers previously granted for 4 CSR 240-32.030(4)(C), a rule that contains the same requirements as the proposed rule and that is being rescinded in a companion rulemaking, shall extend and apply to the proposed rule so that duplicative waiver proceedings will not be necessary. Second, it was noted that an incorrect reference exists in subsection (5)(B) of the rule, as the currently referenced rule is being rescinded and replaced by a new rule.

**RESPONSE AND EXPLANATION OF CHANGE:** Regarding the issue of previously granted waivers, the commission confirms that waivers previously granted to telecommunications carriers will extend to the proposed rule and will thus not result in duplicative waiver proceedings. Regarding the incorrect rule reference, the commission notes that the comments are accurate. Based on the above, the commission is modifying subsection (5)(B) of the rule to correct the noted error and is adding a new section to the end of the rule pertaining to the waiver issue.

**4 CSR 240-3.550 Telecommunications Company Records and Reports**

(5) Companies shall file the following information with the commission:

(B) Each company shall have its tariff on file with the commission in accordance with 4 CSR 240-3.545;

(6) Waivers regarding compliance with the requirements of this rule granted under previously used rule numbers such as 4 CSR 240-32.030(4)(C) will continue in effect unless otherwise ordered by the commission.



\*Administrative Rules Stamp

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

RECEIVED

JAN 23 2003

~~SECRETARY OF STATE~~  
~~ADMINISTRATIVE RULES~~

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

A. Rule Number Chapter 4 CSR 240-3.555

Diskette File Name Orders of Rulemaking - Chapter 3 Word 2000

Name of Person to call with questions about this rule:

Content Cliff E. Snodgrass & Dale Johansen Phone 573-751-3966 FAX 573-751-9285

Data Entry Rosemarie Riedl Phone 573-751-7468 FAX Same as above

Email Address cliffsnodgrass@psc.state.mo.us or dalejohansen@psc.state.mo.us

Interagency Mailing Address Governor Office Building, 200 Madison St., 8th Floor, Jefferson City, MO

Statutory Authority 393.140(11), 386.250(6), 536.016(1) Current RSMo date 2000

Date Filed With the Joint Committee on Administrative Rules Exempt per Sections 536.024 and 536.037, RSMo 2000, and Executive Order No. 97-97 (June 27, 1997)

**B. CHECK, IF INCLUDED:**

- |                                     |                             |                          |  |
|-------------------------------------|-----------------------------|--------------------------|--|
| <input checked="" type="checkbox"/> | This transmittal completed  | <input type="checkbox"/> | Incorporation by reference materials, if any |
| <input checked="" type="checkbox"/> | Cover letter                | <input type="checkbox"/> | Authority with history of the rule           |
| <input type="checkbox"/>            | Affidavit                   | <input type="checkbox"/> | Public cost                                  |
| <input type="checkbox"/>            | Forms, number of pages ____ | <input type="checkbox"/> | Private cost                                 |
| <input type="checkbox"/>            | Fiscal notes                | <input type="checkbox"/> | Hearing and comment period                   |

### C. RULEMAKING ACTION TO BE TAKEN

- ☐ Emergency Rulemaking, (check one) ☐ rule ☐ amendment ☐ rescission ☐ termination  
**MUST** include effective date \_\_\_\_\_
- ☐ Proposed Rulemaking (check one) ☐ rule ☐ amendment ☐ rescission
- ☒ Order of Rulemaking (check one) ☒ rule ☐ amendment ☐ rescission ☐ termination  
**MUST** complete page 2 of this transmittal
- ☐ Withdrawal (check one) ☐ rule ☐ amendment ☐ rescission ☐ emergency
- ☐ Rule action notice
- ☐ In addition \_\_\_\_\_
- ☐ Rule under consideration \_\_\_\_\_

D. **SPECIFIC INSTRUCTIONS:** Please indicate any special instructions (e.g., publication date preference, identify material to be incorporated by reference, or forms included herein).

*(continued)*

JCAR Stamp

NOTE: ALL changes MUST be specified here in order for those change  
in the *Missouri Register* and the *Code of State Regulations*.

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

**RULE TRANSMITTAL (PAGE 2)**

---

E. ORDER OF RULEMAKING: Rule Number \_\_\_\_\_

1a. Effective Date for the Order

☒ Statutory 30 days

Specific date \_\_\_\_\_

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

☐ 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 of rulemaking, indicating the specific section, subsection, paragraph, subparagraph, part, etc., where each change is found. It is especially important to identify the parts of the rule that are being deleted in this order of rulemaking. This is not a reprinting of your order, but an explanation of what sections, subsections, etc. have been changed since the original proposed rule was filed.

(Start text here. If text continues to a third page, insert a continuous section break and, in section 3, delete the footer text. DO NOT delete the header, however.)

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.



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

## 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>  
January 23, 2003

ROBERT J. QUINN, JR.  
Executive Director  
WESS A. HENDERSON  
Director, Utility Operations  
ROBERT SCHALLENBERG  
Director, Utility Services  
DONNA M. PRENGER  
Director, Administration  
DALE HARDY ROBERTS  
Secretary/Chief Regulatory Law Judge  
DANA K. JOYCE  
General Counsel

Mr. Matt Blunt  
Secretary of State  
Administrative Rules Division  
600 West Main Street  
Jefferson City, MO 65101

Dear Secretary Blunt,

**RE: 4 CSR 240-3.555 - Telecommunications Company Residential Customer Inquiries**

### CERTIFICATION OF ADMINISTRATIVE RULE

I do hereby certify that the attached is an accurate and complete copy of the order rulemaking lawfully submitted by the Missouri Public Service Commission on this 23rd day of January 2003.

Statutory Authority: Sections 393.140(11), 386.250(6) and 536.016(1)

If there are any questions regarding the content of the rule, please contact:

Cliff E. Snodgrass  
200 Madison Street, Suite 800  
P. O. Box 360, Jefferson City, MO 65101  
(573) 751-3966  
[cliffsnodgrass@psc.state.mo.us](mailto:cliffsnodgrass@psc.state.mo.us)

Sincerely yours,

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

DHR:CES:rr

Enclosures: Transmittal Form, Order of Rulemaking & 3.5" Diskette

**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 Missouri Public Service Commission under section 386.250, RSMo 2000, as currently supplemented, the commission adopts a rule as follows:

**4 CSR 240-3.555 Telecommunications Company Residential Customer Inquiries is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on September 16, 2002 (27 MoReg 1631-1632). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**RECEIVED**  
**JAN 23 2003**  
**SECRETARY OF STATE**  
**ADMINISTRATIVE RULES**

\*Administrative Rules Stamp

RECEIVED

**JAN 23 2003**

~~SECRETARY OF STATE~~  
~~ADMINISTRATIVE RULES~~

Rule Number Chapter 4 CSR 240-3.600

Name of Person to call with questions about this rule:

**Content**      **Cliff E. Snodgrass & Dale Johansen**      **Phone**    573-751-3966      **FAX**    573-751-9285

Data Entry	Rosemarie Riedl	Phone	573-751-7468	FAX	Same as above
------------	-----------------	-------	--------------	-----	---------------

Email Address cliffsnodgrass@psc.state.mo.us or dalejohansen@psc.state.mo.us

**Interagency Mailing Address** Governor Office Building, 200 Madison St., 8th Floor, Jefferson City, MO

Statutory Authority	393.140(11), 386.250(6), 536.016(1)	Current RSMo date	2000
---------------------	-------------------------------------	-------------------	------

Date Filed With the Joint Committee on Administrative Rules      Exempt per Sections 536.024 and 536.037, RSMo 2000, and Executive Order No. 97-97 (June 27, 1997)

<input checked="" type="checkbox"/>	This transmittal completed
<input checked="" type="checkbox"/>	Cover letter
<input type="checkbox"/>	Affidavit
<input type="checkbox"/>	Forms, number of pages _____
<input type="checkbox"/>	Fiscal notes

<input type="checkbox"/>	Incorporation by reference materials, if any
<input type="checkbox"/>	Authority with history of the rule
<input type="checkbox"/>	Public cost
<input type="checkbox"/>	Private cost
<input type="checkbox"/>	Hearing and comment period

☐ Emergency Rulemaking (check one) ☐ rule ☐ amendment ☐ rescission ☐ termination  
**MUST** include effective date \_\_\_\_\_

☐ Proposed Rulemaking (check one) ☐ rule ☐ amendment ☐ rescission

☒ Order of Rulemaking (check one) ☒ rule ☐ amendment ☐ rescission ☐ termination  
**MUST** complete page 2 of this transmittal

☐ Withdrawal (check one) ☐ rule ☐ amendment ☐ rescission ☐ emergency

☐ Rule action notice

☐ In addition

☐ Rule under consideration

---

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JCAR Stamp

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

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

**RULE TRANSMITTAL (PAGE 2)**

---

E. ORDER OF RULEMAKING: Rule Number \_\_\_\_\_

1a. Effective Date for the Order

☒ Statutory 30 days

Specific date \_\_\_\_\_

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

☐ 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 of rulemaking, indicating the specific section, subsection, paragraph, subparagraph, part, etc., where each change is found. It is especially important to identify the parts of the rule that are being deleted in this order of rulemaking. This is not a reprinting of your order, but an explanation of what sections, subsections, etc. have been changed since the original proposed rule was filed.

(Start text here. If text continues to a third page, insert a continuous section break and, in section 3, delete the footer text. DO NOT delete the header, however.)

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.



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

## Missouri Public Service Commission

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January 23, 2003

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

Mr. Matt Blunt  
Secretary of State  
Administrative Rules Division  
600 West Main Street  
Jefferson City, MO 65101

Dear Secretary Blunt,

**RE: 4 CSR 240-3.600 - Filing Requirements for Water Utility Applications for  
Certificates of Convenience and Necessity**

### CERTIFICATION OF ADMINISTRATIVE RULE

I do hereby certify that the attached is an accurate and complete copy of the order rulemaking lawfully submitted by the Missouri Public Service Commission on this 23rd day of January 2003.

Statutory Authority: Sections 393.140(11), 386.250(6) and 536.016(1)

If there are any questions regarding the content of the rule, please contact:

Cliff E. Snodgrass  
200 Madison Street, Suite 800  
P. O. Box 360, Jefferson City, MO 65101  
(573) 751-3966  
[cliffsnodgrass@psc.state.mo.us](mailto:cliffsnodgrass@psc.state.mo.us)

Sincerely yours,

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

DHR:CES:rr

Enclosures: Transmittal Form, Order of Rulemaking & 3.5" Diskette

**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 Missouri Public Service Commission under section 386.250, RSMo 2000, as currently supplemented, the commission adopts a rule as follows:

**4 CSR 240-3.600 Filing Requirements for Water Utility  
Applications for Certificates of Convenience and Necessity is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on September 16, 2002 (27 MoReg 1632). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**RECEIVED**  
**JAN 23 2003**  
**SECRETARY OF STATE**  
**ADMINISTRATIVE RULES**



# RULE TRANSMITTAL (

\*Administrative Rules Stamp

RECEIVED

JAN 23 2003

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 Chapter 4 CSR 240-3.605  
Diskette File Name Orders of Rulemaking - Chapter 3 Word 2000  
Name of Person to call with questions about this rule:  
Content Cliff E. Snodgrass & Dale Johansen Phone 573-751-3966 FAX 573-751-9285  
Data Entry Rosemarie Riedl Phone 573-751-7468 FAX Same as above  
Email Address cliffsnodgrass@psc.state.mo.us or dalejohansen@psc.state.mo.us  
Interagency Mailing Address Governor Office Building, 200 Madison St., 8th Floor, Jefferson City, MO  
Statutory Authority 393.140(11), 386.250(6), 536.016(1) Current RSMo date 2000  
Date Filed With the Joint Committee on Administrative Rules Exempt per Sections 536.024 and 536.037, RSMo 2000, and Executive Order No. 97-97 (June 27, 1997)

## B. CHECK, IF INCLUDED:

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> This transmittal completed | <input type="checkbox"/> Incorporation by reference materials, if any |
| <input checked="" type="checkbox"/> Cover letter               | <input type="checkbox"/> Authority with history of the rule           |
| <input type="checkbox"/> Affidavit                             | <input type="checkbox"/> Public cost                                  |
| <input type="checkbox"/> Forms, number of pages ____           | <input type="checkbox"/> Private cost                                 |
| <input type="checkbox"/> Fiscal notes                          | <input type="checkbox"/> Hearing and comment period                   |

## C. RULEMAKING ACTION TO BE TAKEN

- ☐ Emergency Rulemaking, (check one) ☐ rule ☐ amendment ☐ rescission ☐ termination  
**MUST** include effective date \_\_\_\_\_
- ☐ Proposed Rulemaking (check one) ☐ rule ☐ amendment ☐ rescission
- ☒ Order of Rulemaking (check one) ☒ rule ☐ amendment ☐ rescission ☐ termination  
**MUST** complete page 2 of this transmittal
- ☐ Withdrawal (check one) ☐ rule ☐ amendment ☐ rescission ☐ emergency
- ☐ Rule action notice
- ☐ In addition
- ☐ Rule under consideration

## D. SPECIFIC INSTRUCTIONS: Please indicate any special instructions (e.g., publication date preference, identify material to be incorporated by reference, or forms included herein).

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JCAR Stamp

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

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

**RULE TRANSMITTAL (PAGE 2)**

---

E. ORDER OF RULEMAKING: Rule Number \_\_\_\_\_

1a. Effective Date for the Order

☒ Statutory 30 days

Specific date \_\_\_\_\_

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

☐ 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 of rulemaking, indicating the specific section, subsection, paragraph, subparagraph, part, etc., where each change is found. It is especially important to identify the parts of the rule that are being deleted in this order of rulemaking. This is not a reprinting of your order, but an explanation of what sections, subsections, etc. have been changed since the original proposed rule was filed.

(Start text here. If text continues to a third page, insert a continuous section break and, in section 3, delete the footer text. DO NOT delete the header, however.)

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.



Commissioners  
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Chair  
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STEVE GAW  
BRYAN FORBIS

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

Mr. Matt Blunt  
Secretary of State  
Administrative Rules Division  
600 West Main Street  
Jefferson City, MO 65101

Dear Secretary Blunt,

**RE: 4 CSR 240-3.605 - Filing Requirements for Water Utility Applications for  
Authority to Sell, Assign, Lease or Transfer Assets**

### CERTIFICATION OF ADMINISTRATIVE RULE

I do hereby certify that the attached is an accurate and complete copy of the order rulemaking lawfully submitted by the Missouri Public Service Commission on this 23rd day of January 2003.

Statutory Authority: Sections 393.140(11), 386.250(6) and 536.016(1)

If there are any questions regarding the content of the rule, please contact:

Cliff E. Snodgrass  
200 Madison Street, Suite 800  
P. O. Box 360, Jefferson City, MO 65101  
(573) 751-3966  
[cliffsnodgrass@psc.state.mo.us](mailto:cliffsnodgrass@psc.state.mo.us)

Sincerely yours,

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

DHR:CES:rr

Enclosures: Transmittal Form, Order of Rulemaking & 3.5" Diskette

**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 Missouri Public Service Commission under section 386.250, RSMo 2000, as currently supplemented, the commission adopts a rule as follows:

**4 CSR 240-3.605 Filing Requirements for Water Utility Applications for  
Authority to Sell, Assign, Lease or Transfer Assets is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on September 16, 2002 (27 MoReg 1632-1633). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**JAN 23 2003**

**SECRETARY OF STATE  
ADMINISTRATIVE RULES**

SECRETARY OF STATE  
ADMINISTRATIVE RULES

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

**RULE TRANSMITTAL (PAGE 2)**

---

E. ORDER OF RULEMAKING: Rule Number \_\_\_\_\_

1a. Effective Date for the Order

☒ Statutory 30 days

Specific date \_\_\_\_\_

\_\_\_1b. Does the Order of Rulemaking contain changes to the rule text?

☐ 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 of rulemaking, indicating the specific section, subsection, paragraph, subparagraph, part, etc., where each change is found. It is especially important to identify the parts of the rule that are being deleted in this order of rulemaking. This is not a reprinting of your order, but an explanation of what sections, subsections, etc. have been changed since the original proposed rule was filed.

(Start text here. If text continues to a third page, insert a continuous section break and, in section 3, delete the footer text. DO NOT delete the header, however.)

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.



Commissioners  
KELVIN L. SIMMONS  
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## Missouri Public Service Commission

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January 23, 2003

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

Mr. Matt Blunt  
Secretary of State  
Administrative Rules Division  
600 West Main Street  
Jefferson City, MO 65101

Dear Secretary Blunt,

**RE: 4 CSR 240-3.610 - Filing Requirements for Water Utility Applications for  
Authority to Merge or Consolidate**

### CERTIFICATION OF ADMINISTRATIVE RULE

I do hereby certify that the attached is an accurate and complete copy of the order rulemaking lawfully submitted by the Missouri Public Service Commission on this 23rd day of January 2003.

Statutory Authority: Sections 393.140(11), 386.250(6) and 536.016(1)

If there are any questions regarding the content of the rule, please contact:

Cliff E. Snodgrass  
200 Madison Street, Suite 800  
P. O. Box 360, Jefferson City, MO 65101  
(573) 751-3966  
[cliffsnodgrass@psc.state.mo.us](mailto:cliffsnodgrass@psc.state.mo.us)

Sincerely yours,

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

DHR:CES:rr

Enclosures: Transmittal Form, Order of Rulemaking & 3.5" Diskette

*Informed Consumers, Quality Utility Services, and a Dedicated Organization for Missourians in the 21st Century*

**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 Missouri Public Service Commission under section 386.250, RSMo 2000, as currently supplemented, the commission adopts a rule as follows:

**4 CSR 240-3.610 Filing Requirements for Water Utility**  
**Applications for Authority to Merge or Consolidate is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on September 16, 2002 (27 MoReg 1633). No changes have been made to the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

**SUMMARY OF COMMENTS:** The commission received written comments from one entity regarding this proposed rule. The comments focused on the use of the term "purchaser" in one section of the rule. The period for receiving written comments on this proposed rule ended on October 16, 2002. The commission held a public hearing on this proposed rule on October 25, 2002, but received no comments regarding the rule at that hearing.

**COMMENTS:** The entity that submitted comments regarding this proposed rule stated the opinion that it is inappropriate for the commission to use the term "purchaser" in this rule, since the rule pertains to utility mergers and consolidations and there is no "purchaser" in such situations.

**RESPONSE:** The commission notes that the use of the referenced term comes from an existing rule related to this topic, and that in the interest of not making changes that could be considered substantive when comparing the existing rule and this proposed rule, the term "purchaser" was used in the proposed rule. While the commission agrees with the gist of the comments, it continues to be concerned that any changes to the subject language in the proposed rule could be considered substantive. Based on the foregoing, the commission is not making any changes to the proposed rule at this time.

**RECEIVED**

**JAN 23 2003**

**SECRETARY OF STATE**  
**ADMINISTRATIVE RULES**



# RULE TRANSMITTAL

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

\*Administrative Rules Stamp

**RECEIVED**  
**JAN 23 2003**  
**SECRETARY OF STATE**  
**ADMINISTRATIVE RULES**

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

A. Rule Number Chapter 4 CSR 240-3.615  
 Diskette File Name Orders of Rulemaking - Chapter 3 Word 2000  
 Name of Person to call with questions about this rule:  
 Content Cliff E. Snodgrass & Dale Johansen Phone 573-751-3966 FAX 573-751-9285  
 Data Entry Rosemarie Riedl Phone 573-751-7468 FAX Same as above  
 Email Address cliffsnodgrass@psc.state.mo.us or dalejohansen@psc.state.mo.us  
 Interagency Mailing Address Governor Office Building, 200 Madison St., 8th Floor, Jefferson City, MO  
 Statutory Authority 393.140(11), 386.250(6), 536.016(1) Current RSMo date 2000  
 Date Filed With the Joint Committee on Administrative Rules Exempt per Sections 536.024 and 536.037, RSMo 2000, and Executive Order No. 97-97 (June 27, 1997)

## B. CHECK, IF INCLUDED:

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> This transmittal completed | <input type="checkbox"/> Incorporation by reference materials, if any |
| <input checked="" type="checkbox"/> Cover letter               | <input type="checkbox"/> Authority with history of the rule           |
| <input type="checkbox"/> Affidavit                             | <input type="checkbox"/> Public cost                                  |
| <input type="checkbox"/> Forms, number of pages <u>    </u>    | <input type="checkbox"/> Private cost                                 |
| <input type="checkbox"/> Fiscal notes                          | <input type="checkbox"/> Hearing and comment period                   |

## C. RULEMAKING ACTION TO BE TAKEN

- ☐ Emergency Rulemaking, (check one) ☐ rule ☐ amendment ☐ rescission ☐ termination  
**MUST** include effective date
- ☐ Proposed Rulemaking (check one) ☐ rule ☐ amendment ☐ rescission
- ☒ Order of Rulemaking (check one) ☒ rule ☐ amendment ☐ rescission ☐ termination  
**MUST** complete page 2 of this transmittal
- ☐ Withdrawal (check one) ☐ rule ☐ amendment ☐ rescission ☐ emergency
- ☐ Rule action notice
- ☐ In addition
- ☐ Rule under consideration

## D. SPECIFIC INSTRUCTIONS: Please indicate any special instructions (e.g., publication date preference, identify material to be incorporated by reference, or forms included herein).

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

JCAR Stamp

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

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

**RULE TRANSMITTAL (PAGE 2)**

---

E. ORDER OF RULEMAKING: Rule Number \_\_\_\_\_

1a. Effective Date for the Order

☒ Statutory 30 days

Specific date \_\_\_\_\_

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

☐ 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 of rulemaking, indicating the specific section, subsection, paragraph, subparagraph, part, etc., where each change is found. It is especially important to identify the parts of the rule that are being deleted in this order of rulemaking. This is not a reprinting of your order, but an explanation of what sections, subsections, etc. have been changed since the original proposed rule was filed.

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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.



Commissioners  
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Secretary/Chief Regulatory Law Judge  
DANA K. JOYCE  
General Counsel

Mr. Matt Blunt  
Secretary of State  
Administrative Rules Division  
600 West Main Street  
Jefferson City, MO 65101

Dear Secretary Blunt,

**RE: 4 CSR 240-3.615 - Filing Requirements for Water Utility Applications for  
Authority to Issue Stock, Bonds, Notes and Other Evidences of Indebtedness**

### CERTIFICATION OF ADMINISTRATIVE RULE

I do hereby certify that the attached is an accurate and complete copy of the order rulemaking lawfully submitted by the Missouri Public Service Commission on this 23rd day of January 2003.

Statutory Authority: Sections 393.140(11), 386.250(6) and 536.016(1)

If there are any questions regarding the content of the rule, please contact:

Cliff E. Snodgrass  
200 Madison Street, Suite 800  
P. O. Box 360, Jefferson City, MO 65101  
(573) 751-3966  
[cliffsnodgrass@psc.state.mo.us](mailto:cliffsnodgrass@psc.state.mo.us)

Sincerely yours,

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

DHR:CES:rr

Enclosures: Transmittal Form, Order of Rulemaking & 3.5" Diskette

**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 Missouri Public Service Commission under section 386.250, RSMo 2000, as currently supplemented, the commission adopts a rule as follows:

**4 CSR 240-3.615** Filing Requirements for Water Utility Applications for Authority to Issue Stock, Bonds, Notes and Other Evidences of Indebtedness **is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on September 16, 2002 (27 MoReg 1633-1634). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**RECEIVED**

**JAN 23 2003**

**SECRETARY OF STATE  
ADMINISTRATIVE RULES**

**RULE TRANSMITTAL**

\*Administrative Rules Stamp

**RECEIVED**

**JAN 23 2003**

**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 Chapter 4 CSR 240-3.620  
 Diskette File Name Orders of Rulemaking - Chapter 3 Word 2000  
 Name of Person to call with questions about this rule:  
 Content Cliff E. Snodgrass & Dale Johansen Phone 573-751-3966 FAX 573-751-9285  
 Data Entry Rosemarie Riedl Phone 573-751-7468 FAX Same as above  
 Email Address cliffsnodgrass@psc.state.mo.us or dalejohansen@psc.state.mo.us  
 Interagency Mailing Address Governor Office Building, 200 Madison St., 8th Floor, Jefferson City, MO  
 Statutory Authority 393.140(11), 386.250(6), 536.016(1) Current RSMo date 2000  
 Date Filed With the Joint Committee on Administrative Rules Exempt per Sections 536.024 and 536.037, RSMo 2000, and Executive Order No. 97-97 (June 27, 1997)

B. CHECK, IF INCLUDED:

- |  |   |
|--|---|
| <input checked="" type="checkbox"/> This transmittal completed | <input type="checkbox"/> Incorporation by reference materials, if any |
| <input checked="" type="checkbox"/> Cover letter               | <input type="checkbox"/> Authority with history of the rule           |
| <input type="checkbox"/> Affidavit                             | <input type="checkbox"/> Public cost                                  |
| <input type="checkbox"/> Forms, number of pages ____           | <input type="checkbox"/> Private cost                                 |
| <input type="checkbox"/> Fiscal notes                          | <input type="checkbox"/> Hearing and comment period                   |

C. RULEMAKING ACTION TO BE TAKEN

- ☐ Emergency Rulemaking, (check one) ☐ rule ☐ amendment ☐ rescission ☐ termination  
 MUST include effective date \_\_\_\_\_
- ☐ Proposed Rulemaking (check one) ☐ rule ☐ amendment ☐ rescission
- ☒ Order of Rulemaking (check one) ☒ rule ☐ amendment ☐ rescission ☐ termination  
 MUST complete page 2 of this transmittal
- ☐ Withdrawal (check one) ☐ rule ☐ amendment ☐ rescission ☐ emergency
- ☐ Rule action notice
- ☐ In addition
- ☐ Rule under consideration

D. SPECIFIC INSTRUCTIONS: Please indicate any special instructions (e.g., publication date preference, identify material to be incorporated by reference, or forms included herein).

\_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_  
 \_\_\_\_\_

JCAR Stamp

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

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

**RULE TRANSMITTAL (PAGE 2)**

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E. ORDER OF RULEMAKING: Rule Number \_\_\_\_\_

1a. Effective Date for the Order

☒ Statutory 30 days

Specific date \_\_\_\_\_

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

☐ 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 of rulemaking, indicating the specific section, subsection, paragraph, subparagraph, part, etc., where each change is found. It is especially important to identify the parts of the rule that are being deleted in this order of rulemaking. This is not a reprinting of your order, but an explanation of what sections, subsections, etc. have been changed since the original proposed rule was filed.

(Start text here. If text continues to a third page, insert a continuous section break and, in section 3, delete the footer text. DO NOT delete the header, however.)

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.



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

## 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>  
January 23, 2003

ROBERT J. QUINN, JR.  
Executive Director  
WESS A. HENDERSON  
Director, Utility Operations  
ROBERT SCHALLENBERG  
Director, Utility Services  
DONNA M. PRENGER  
Director, Administration  
DALE HARDY ROBERTS  
Secretary/Chief Regulatory Law Judge  
DANA K. JOYCE  
General Counsel

Mr. Matt Blunt  
Secretary of State  
Administrative Rules Division  
600 West Main Street  
Jefferson City, MO 65101

Dear Secretary Blunt,

**RE: 4 CSR 240-3.620 - Filing Requirements for Water Utility Applications for  
Authority to Acquire the Stock of a Public Utility**

### CERTIFICATION OF ADMINISTRATIVE RULE

I do hereby certify that the attached is an accurate and complete copy of the order rulemaking lawfully submitted by the Missouri Public Service Commission on this 23rd day of January 2003.

Statutory Authority: Sections 393.140(11), 386.250(6) and 536.016(1)

If there are any questions regarding the content of the rule, please contact:

Cliff E. Snodgrass  
200 Madison Street, Suite 800  
P. O. Box 360, Jefferson City, MO 65101  
(573) 751-3966  
[cliffsnodgrass@psc.state.mo.us](mailto:cliffsnodgrass@psc.state.mo.us)

Sincerely yours,

Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge

DHR:CES:rr

Enclosures: Transmittal Form, Order of Rulemaking & 3.5" Diskette

**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 Missouri Public Service Commission under section 386.250, RSMo 2000, as currently supplemented, the commission adopts a rule as follows:

**4 CSR 240-3.620** Filing Requirements for Water Utility Applications  
for Authority to Acquire the Stock of a Public Utility **is adopted.**

A notice of proposed rulemaking containing the text of the proposed rule was published in the *Missouri Register* on September 16, 2002 (27 MoReg 1634). No changes have been made in the text of the proposed rule, so it is not reprinted here. This proposed rule becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**RECEIVED**  
**JAN 23 2003**  
**SECRETARY OF STATE**  
**ADMINISTRATIVE RULES**