

This section will contain the final text of the rules proposed by agencies. The order of rulemaking is required to contain a citation to the legal authority upon which the order of rulemaking is based; reference to the date and page or pages where the notice of proposed rulemaking was published in the *Missouri Register*; an explanation of any change between the text of the rule as contained in the notice of proposed rulemaking and the text of the rule as finally adopted, together with the reason for any such change; and the full text of any section or subsection of the rule as adopted which has been changed from that contained in the notice of proposed rulemaking. The effective date of the rule shall be not less than thirty (30) days after the date of publication of the revision to the *Code of State Regulations*.

The agency is also required to make a brief summary of the general nature and extent of comments submitted in support of or opposition to the proposed rule and a concise summary of the testimony presented at the hearing, if any, held in connection with the rulemaking, together with a concise summary of the agency's findings with respect to the merits of any such testimony or comments which are opposed in whole or in part to the proposed rule. The ninety-(90-) day period during which an agency shall file its Order of Rulemaking for publication in the *Missouri Register* begins either: 1) after the hearing on the Proposed Rulemaking is held; or 2) at the end of the time for submission of comments to the agency. During this period, the agency shall file with the secretary of state the order of rulemaking, either putting the proposed rule into effect, with or without further changes, or withdrawing the proposed rule.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT

Division 240—Public Service Commission Chapter 3—Filing and Reporting Requirements

ORDER OF RULEMAKING

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

4 CSR 240-3.163 Electric Utility Demand-Side Programs Investment Mechanisms Filing and Submission Requirements is rescinded.

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

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

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

ORDER OF RULEMAKING

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

4 CSR 240-3.164 Electric Utility Demand-Side Programs Filing and Submission Requirements is rescinded.

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on September 1, 2017 (42 MoReg 1231-1232). No changes have been made in the proposed rescission, so it is not reprinted here. The proposed rescission becomes effective thirty (30) days after publication in the *Code of State Regulations*.

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

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT Division 240—Public Service Commission Chapter 18—Safety Standards

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under sections 386.310 and 394.160, RSMo 2016, the commission amends a rule as follows:

4 CSR 240-18.010 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on September 1, 2017 (42 MoReg 1232). Changes to the proposed amendment are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The public comment period ended October 2, 2017, and the commission held a public hearing on the proposed amendment on October 5, 2017. The commission's staff, and Kansas City Power & Light Company (KCP&L) and KCP&L Greater Missouri Operations Company (GMO) submitted timely written comments. Russ Mitten, representing Union Electric Company d/b/a Ameren Missouri, appeared at the hearing and offered a comment.

COMMENT #1: The purpose of this rulemaking is to update the rule's reference to the 2017 edition of the *National Electric Safety Code* from the 2012 edition referenced in the existing rule. Staff indicated an additional errata has been issued to the 2017 edition of the code during the rulemaking process. To make the reference as up-to-date as possible, staff asks the commission to add a reference to the March 31, 2017 errata. No comment opposed that update and Ameren Missouri supported that update.

RESPONSE AND EXPLANATION OF CHANGE: The commission will reference the additional errata in the rule.