

John R. Ashcroft

Secretary of State
Administrative Rules Division

RULE TRANSMITTAL

Administrative Rules Stamp

Rule Number 20 CSR 4240-125.050

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

Name of person to call with questions about this rule:

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

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Data Entry Kayla Kliethermes Phone 573-751-4256 FAX 573-526-6010

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Interagency mailing address Public Service Commission, 9th Floor Gov. Office Bldg, JC, Mo

TYPE OF RULEMAKING ACTION TO BE TAKEN

Emergency Rulemaking Rule Amendment Rescission Termination

Effective Date for the Emergency _____

Proposed Rulemaking Rule Amendment Rescission

Rule Action Notice In Addition Rule Under Consideration

Request for Non-Substantive Change

Statement of Actual Cost

Order of Rulemaking Withdrawal Adopt Amendment Rescission

Effective Date for the Order _____

Statutory 30 days OR Specific date _____

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

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

Small Business Regulatory
Fairness Board (DED) Stamp

JCAR Stamp

RECEIVED

By JCAR at 1:47 pm, Nov 12, 2021



Missouri Public Service Commission

MAIDA J. COLEMAN
Commissioner

RYAN A. SILVEY
Chairman

JASON R. HOLSMAN
Commissioner

SCOTT T. RUPP
Commissioner

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GLEN KOLKMEYER
Commissioner

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

Re: 20 CSR 4240-125.050 Limited Use Installer License

Dear Secretary Ashcroft,

CERTIFICATION OF ADMINISTRATIVE RULE

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

Statutory Authority: sections *386.250, 386.310, and 393.140, RSMo*

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

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

A handwritten signature in blue ink that reads "Morris L. Woodruff".

Morris L. Woodruff
Chief Regulatory Law Judge

Enclosures



Michael L. Parson

GOVERNOR
STATE OF MISSOURI

November 8, 2021

Mr. Ryan Silvey
Public Service Commission
200 Madison Street
PO Box 360
Jefferson City, MO 65102

Dear Ryan:

This office has received your Final Order of Rulemaking for the following regulations:

- 20 CSR 4240-120.140 New Manufactured Home Manufacturer's Inspection Fee
- 20 CSR 4240-123.030 Seals
- 20 CSR 4240-123.040 Approval of Manufacturing Programs
- 20 CSR 4240-125.040 Manufactured Home Installer License
- 20 CSR 4240-125.050 Limited Use Installer License

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

Sincerely,

A handwritten signature in blue ink, appearing to read "Andrew T. Bailey".

Andrew T. Bailey
General Counsel

**Title 20 – DEPARTMENT OF COMMERCE AND INSURANCE
Division 4240 – Public Service Commission
Chapter 125 – Manufactured Home Installers**

ORDER OF RULEMAKING

By the authority vested in the Public Service Commission under section 700.692, RSMo 2016, the commission rescinds a rule as follows:

20 CSR 4240-125.050 Limited Use Installers License is rescinded

A notice of proposed rulemaking containing the proposed rescission was published in the *Missouri Register* on September 1, 2021 (46 MoReg 1632). No changes have been made in the proposed rescission, so it is not reprinted here. This proposed rescission becomes effective thirty (30) days after publication in the Code of State Regulations.

SUMMARY OF COMMENTS: The public comment period ended October 1, 2021, and the commission held a public hearing on the proposed rescission on October 4, 2021. The commission received a timely written comment from the Manager of the Manufactured Housing and Modular Units of the Missouri Public Service Commission (Manager). Justin Smith and Karen Bretz, representing the Manager, appeared at the hearing and offered comments. In addition, Thomas Hagar and Jamie Smith, representing the Missouri Manufactured Housing Association, appeared at the hearing and offered comments.

COMMENT #1: Karen Bretz, representing the Manager explained that this rule should be rescinded because no one has applied for such limited use installer license in some time. Justin Smith explained that everyone who is trying to become a licensed installer simply applies for the full license rather than applying for a limited use license. For that reason the Manager believes the rule is unnecessary.

RESPONSE: The commission will make no change in response to this comment.

COMMENT #2: Jamie Smith, current president of the Missouri Manufactured Housing Association, who is also general manager of Clayton Homes of Lebanon, a manufactured housing dealership, expressed concern that there is a shortage of licensed installers and opposes a fee increase that might make it more difficult to find people willing to undergo the training and financial cost of becoming a licensed installer. However, he did not express any opposition to the rescission of the limited use installer license rule.

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By JCAR at 1:47 pm, Nov 12, 2021

RESPONSE: The commission will make no changes in response to this comment.