



*Commissioners*

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Vice Chair

## Missouri Public Service Commission

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April 11, 2000

BRIAN D. KINKADE  
Executive Director

GORDON L. PERSINGER  
Director, Research and Public Affairs

WESS A. HENDERSON  
Director, Utility Operations

ROBERT SCHALLENBERG  
Director, Utility Services

DONNA M. KOLILIS  
Director, Administration

DALE HARDY ROBERTS  
Secretary/Chief Regulatory Law Judge

DANA K. JOYCE  
General Counsel

**FILED**

APR 11 2000

Missouri Public  
Service Commission

Mr. Dale Hardy Roberts  
Secretary/Chief Regulatory Law Judge  
Missouri Public Service Commission  
P. O. Box 360  
Jefferson City, MO 65102

**RE: Case No. MX-2000-589**

Dear Mr. Roberts:

Enclosed for filing in the above-captioned case are an original and fourteen (14) conformed copies of a **MOTION FOR FINDING OF NECESSITY FOR RULEMAKING**.

This filing has been mailed or hand-delivered this date to all counsel of record.

Thank you for your attention to this matter.

Sincerely yours,

David A. VanDyke  
Assistant General Counsel  
(573) 751-7485  
(573) 751-9285 (Fax)

DAV/lb  
Enclosure  
cc: Counsel of Record

BEFORE THE PUBLIC SERVICE COMMISSION  
OF THE STATE OF MISSOURI

**FILE**

APR 11 2000

Missouri Public  
Service Commission

In the Matter of Amendment to Rule 4       )  
CSR 240-120.100 - Code                        )

Case No. MX-2000-589

**MOTION FOR FINDING OF NECESSITY FOR RULEMAKING**

**COMES NOW** the Director of the Division of Manufactured Homes and Modular Units of the Missouri Public Service Commission ("Director"), by and through the Missouri Public Service Commission's ("Commission") Office of General Counsel, and for his Motion For Finding of Necessity For Rulemaking states as follows:

1. Attached as Attachment A is the Director's Recommendation to the Commission on the proposed rulemaking. Included in the Recommendation is an analysis of the fiscal impact and effectiveness of the rule, both to the state as well as to any private or public person or entity affected by this rulemaking.

2. The Director proposes to amend Rule 4 CSR 240-120.100 to clarify the requirements to which new manufactured homes are to be set up and installed.

3. This rulemaking is necessary to assist the Manufactured Housing Department in making determinations about the proper set up of new manufactured homes.

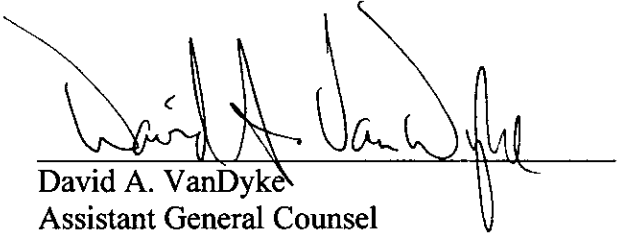
**WHEREFORE**, the Director respectfully requests that the Commission, based upon reasonably available empirical data including an assessment of the effectiveness and costs both to the state and to any private or public person or entity affected, find that the proposed

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amendment to 4 CSR 240-120.100 – Code is necessary to assist the Manufactured Housing Department in making determinations about the proper set up of new manufactured homes.

Respectfully submitted,

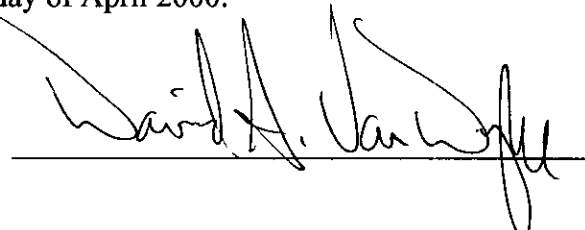
DANA K. JOYCE  
General Counsel

  
\_\_\_\_\_  
David A. VanDyke  
Assistant General Counsel  
Missouri Bar No. 46377

Attorney for the Director of the Division of  
Manufactured Homes and Modular Units of  
the Missouri Public Service Commission  
P. O. Box 360  
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### **Certificate of Service**

I hereby certify that copies of the foregoing have been mailed or hand-delivered to all counsel of record as shown on the below service list this 11th day of April 2000.

  
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## MEMORANDUM

TO: Missouri Public Service Commission Official Case File  
Case No. MX-2000-589 Proposed Amendment to Rule 4 CSR 240-120.100 Code

FROM: Steve Jungmeyer, <sup>SD</sup>Department of Manufactured Housing and Modular Units

Wes Henderson 4-3-00  
Utility Operations Division / Date

[Signature] 4/14/00  
General Counsel's Office / Date

SUBJECT: Staff Recommendation

DATE: April 3, 2000

4 CRS 240-120.100 – Code is being amended to clarify the requirements to which new manufactured homes are to be set up or installed. The rule generally specifies that new manufactured homes shall be set up or installed according to the manufacturer's installation instruction manual.

The new rule is necessary to assist the Manufactured Housing Department in making determinations about the proper set up of new manufactured homes. There is no fiscal impact resulting from this proposed rule amendment.

Staff recommends that the Commission find that a rulemaking to propose 4 CRS 240-120.100 is necessary.

Copies: Director – Utility Operations Division  
Director – Utility Services Division  
Director – Research and Public Affairs Division  
General Counsel  
Office of Public Counsel

**Service List for**  
**Case No. MX-2000-589**  
**April 11, 2000**

Office of the Public Counsel  
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