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STATE OF MISSOURI  
PUBLIC SERVICE COMMISSION

At a Session of the Public Service  
Commission held at its office  
in Jefferson City on the 1st  
day of June, 2000.

In the Matter of Amendment to Rule 4     )  
CSR 240-121.020 - Administration and     ) Case No. MX-2000-432  
Enforcement     )

ORDER FINDING NECESSITY FOR RULEMAKING

On January 18, 2000, the Staff of the Missouri Public Service Commission (Staff) filed a motion opening a case to consider the necessity of a rule amendment proposing to replace the term "mobile home" with the term "manufactured home" in Commission Rule 4 CSR 240-121.020.

On April 6, 2000, Staff filed its Motion for Finding of Necessity for Rulemaking with a memorandum attached in support of its motion. Staff stated that this amendment to Commission Rule 4 CSR 240-121.020 replacing the term "mobile home" with the term "manufactured home" is necessary to provide uniformity among the rules pertaining to manufactured housing and updates this rule with current industry terminology. Staff further states that there is no fiscal impact on the State or any private or public person or entity resulting from this proposed rule amendment.

The authorizing statutory authority for Commission Rule 4 CSR 240-121.020 is Section 700.040, RSMo (Cum. Supp. 1999), which authorizes the Commission to promulgate rules and regulations as necessary to make

effective the code and the provisions of Section 700.010 to 700.115, the act entitled Manufactured Home Standards.

The Staff memorandum demonstrates that the proposed rule is necessary to carry out the purpose of Section 700.040, RSMo (Cum. Supp. 1999), and is based upon reasonably available empirical data. Staff demonstrates the effectiveness and cost of the proposed rule to the State and to private or public persons or entities that will be affected by the rule. Specifically, Staff demonstrates that there is a need to change the term "mobile home" to "manufactured home."

Pursuant to Section 563.016, RSMo (Cum. Supp. 1999), a state agency is required to find, based upon substantial evidence on the record, that a proposed rule is necessary to carry out the purposes of the statute that granted the rulemaking authority. Based on the record, the Commission finds that the proposed amendment to Commission Rule 4 CSR 240-121.020 - Administration and Enforcement, is necessary to carry out the purposes of Section 700.040, RSMo (Cum. Supp. 1999).

**IT IS THEREFORE ORDERED:**

1. That the Staff of the Missouri Public Service Commission is authorized to proceed with the necessary procedures of the Commission and applicable procedures of administrative rulemaking and may file a proposed rule or amendment to the rule in this case for the Commission's consideration.

2. That this order shall become effective on June 13, 2000.

BY THE COMMISSION

A handwritten signature in black ink, reading "Dale Hardy Roberts". The signature is written in a cursive, slightly slanted style.

**Dale Hardy Roberts**  
**Secretary/Chief Regulatory Law Judge**

( S E A L )

Lumpe, Ch., Murray, Schemenauer,  
and Drainer, CC., concur

Register, Regulatory Law Judge

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COMMISSION COUNSEL  
PUBLIC SERVICE COMMISSION