

**STATE OF MISSOURI
PUBLIC SERVICE COMMISSION
JEFFERSON CITY
May 31, 2001**

CASE NO: MX-2000-589

Office of the Public Counsel
P.O. Box 7800
Jefferson City, MO 65102

General Counsel
Missouri Public Service Commission
P.O. Box 360
Jefferson City, MO 65102

Enclosed find certified copy of a PROPOSED AMENDMENT in the above-numbered case(s).

Sincerely,

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

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

(2) Prior to the payment of dividends, the statutory reserve fund, the allowance for loan loss and the membership shares, in the aggregate, shall be equal to at least the sum of the amounts resulting from the application of the following percentages to the unpaid balances of the delinquent loans: two to six (2-6) months delinquent—twenty-five percent (25%); six to twelve (6-12) months delinquent—seventy-five percent (75%); and twelve (12) months or more delinquent—one hundred percent (100%). The allowance for loan loss will be increased to meet those percentages by a charge to undivided earnings if the statutory reserve fund, the allowance for loan loss and membership shares are not adequate.]

[[3]] (1) The scheduling or classifying of delinquent loans shall be on the contract basis. This means that the status of the accounts is determined by comparing the amount of money or the number of full payments received against the amount of money or the number of full payments that should have been made in accordance with the contract (note). Delinquencies of a partial month shall be considered a full month when scheduling or classifying delinquent loans.

[[4]] In the event the required transfer to the allowance for loan loss exceeds the amount of the undivided earnings before dividends, the full amount of undivided earnings shall be transferred and no dividends can be paid.

(5) Upon written application by the board of directors to the director of credit unions, the director, considering special circumstances, may waive the full maintenance of the twenty-five/seventy-five/one hundred percent (25/75/100%) of delinquent loans minimum capital requirement for a specific period of time. At his/her sole discretion, the director may appoint an allowance for loan loss waiver request review board to make recommendations to the director regarding the merits of any such waiver request. If appointed, the review board would be composed of representatives from the Division of Credit Unions staff, the appropriate share insurer or guarantor, the Missouri Credit Union League and industry participation. The previously mentioned notwithstanding, the director shall not be bound to accept the review board's conclusions.]

[[6]] (2) Each credit union shall maintain a monthly schedule of delinquent loans which shall list in columnar form the account number, name of borrower, date of loan, date of last payment, original amount of loan and outstanding balance of loan at date of schedule and share balance, together with space to note current action or status.

[[7]] (3) The unpaid balances of loans shall be set apart in columns of the schedule of delinquent loans which will indicate the extent of delinquency as determined by the oldest delinquent installment according to note contract, as follows:

- (A) Loans on which the oldest delinquent installment is two (2) months, but less than six (6) months, past due;
- (B) Loans on which the oldest delinquent installment is six (6) months, but less than twelve (12) months, past due; and
- (C) Loans on which the oldest delinquent installment is past due twelve (12) months or more.

[[8]] (4) In determining the oldest delinquent installment, all repayments received are to be considered as applying to installments in the order in which they came due.

[[9]] (5) The schedule of delinquent loans [should] shall be reviewed by the board of directors [monthly. In the event that

it is not reviewed monthly, then it shall be reviewed not less than] at least quarterly [by the board].

[[10]] (6) Loans listed as twelve (12) months or more delinquent and classified Loss on the most recent state examination and are the same at the next annual examination or supervisory contact (which shall be not less than one hundred fifty (150) days from the day of the previous examination), with no change in circumstances (change in circumstances shall be defined as receiving a minimum of twenty-five percent (25%) of scheduled monthly payments for the period), will be charged to the allowance for loan loss at that time. If the allowance for loan loss is insufficient, sufficient amounts will be charged to the provision for loan loss expense for that requirement. Upon written application by the board of directors, the director of credit unions, considering special circumstances, may waive this requirement.

[[11]] (7) The proper control of extension agreements is of considerable significance and is singled out for special attention. Extension agreements, by their very nature, may lend themselves to misuse and should be monitored carefully by the board of directors at least quarterly.

AUTHORITY: section 370.100, RSMo [1986] 2000. Original rule filed Jan. 15, 1968, effective Jan. 25, 1968. Amended: Filed Sept. 14, 1972, effective Sept. 24, 1972. Amended: Filed Dec. 15, 1975, effective Dec. 25, 1975. Amended: Filed June 8, 1976, effective Sept. 11, 1976. Emergency amendment filed Feb. 14, 1984, effective Feb. 24, 1984, expired June 23, 1984. Amended: Filed March 12, 1984, effective June 11, 1984. Amended: Filed Jan. 6, 1986, effective April 25, 1986. Amended: Filed April 18, 2001.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than \$500 in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Division of Credit Unions, John P. Smith, Director, PO Box 1607, Jefferson City, MO 65102. To be considered, comments must be received within thirty days after publication of this notice in the Missouri Register. No public hearing is scheduled.

MISSOURI PUBLIC SERVICE COMMISSION
DEPARTMENT OF ECONOMIC DEVELOPMENT
Division 240—Public Service Commission
Chapter 120—New Manufactured Homes
MX-2000-589
PROPOSED AMENDMENT

4 CSR 240-120.100 Code. This proposal amends the following sections of this rule: section (1) and adds a new section (2).

PURPOSE: This rule established the code for new manufactured homes and is amended to incorporate by reference the federal standards for manufactured housing codes and to establish set up and installation requirements for new manufactured homes.

(1) The federal standards [set out] as incorporated by reference in 24 CFR Part 3280 constitute the code to be applied to new manufactured homes which entered the first stage of production after November 22, 1976 which are rented, leased or sold or offered for rent, lease or sale in this state.

(2) All new manufactured homes shall be set up or installed according to the manufacturer's installation instructions.

AUTHORITY: section 700.010, RSMo [1986] 2000. Emergency rule filed Nov. 12, 1976, effective Nov. 22, 1976, expired March 22, 1977. Original rule filed Nov. 12, 1976, effective Feb. 11, 1977. Amended: Filed Oct. 12, 1982, effective Jan. 13, 1983. Amended: Filed April 26, 2001.

PUBLIC COST: This proposed amendment will cost state agencies or political subdivisions less than \$500 in the aggregate.

PRIVATE COST: This proposed amendment will cost private entities less than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Public Service Commission, Dale Hardy Roberts, Secretary, PO Box 360, Jefferson City, MO 65102. To be considered, comments must be received within thirty days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 121—Pre-Owned Manufactured Homes**

MX-2000-433 PROPOSED AMENDMENT

4 CSR 240-121.010 Definitions. This proposal amends the following sections of this rule: section (1) subsection (C), (D), and (E).

PURPOSE: This rule defines the terms used in this chapter and is amended to reflect the deregulation of recreational vehicles and exhibit the correct reference to manufactured homes.

(1) The following definitions, as well as those set out in section 700.010, RSMo apply to this chapter:

(C) Director means the director of the [Division of Mobile Homes, Recreational Vehicles and Modular Units] Manufactured Housing and Modular Units Program of the Public Service Commission and persons working under his/her supervision;

(D) Insignia means the device [which] that in other states is affixed to a [mobile] manufactured home to evidence compliance with state prescribed manufacturing and safety standards;

(E) Pre-owned [mobile] manufactured home means a [mobile] manufactured home which has been sold at retail or rented, leased or occupied either as a dwelling or a place of business;

AUTHORITY: section 700.040, RSMo [Supp. 1989] 2000. Emergency rule filed Nov. 12, 1976, effective Nov. 22, 1976, expired March 22, 1977. Original rule filed Nov. 12, 1976, effective Feb. 11, 1977. Amended: Filed April 26, 2001.

PUBLIC COST: This proposed amendment will cost state agencies or political subdivisions less than \$500 in the aggregate.

PRIVATE COST: This proposed amendment will cost private entities less than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Public Service Commission, Dale Hardy Roberts, Secretary, PO Box 360, Jefferson City, MO 65102. To be considered, comments must be received within thirty days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 121—Pre-Owned Manufactured Homes**

PROPOSED AMENDMENT

MX-2000-432
4 CSR 240-121.020 Administration and Enforcement. This proposal amends the following section of this rule: section (1).

PURPOSE: This rule is amended to reflect the correct reference to pre-owned manufactured homes.

(1) The commission's powers and responsibilities under Chapter 700, RSMo with respect to pre-owned [mobile] manufactured homes, except the power to revoke, deny, refuse to renew or place on probation a registration under section 700.090, RSMo are delegated to the director.

AUTHORITY: section 700.040, RSMo [1986] 2000. Emergency rule filed Nov. 12, 1976, effective Nov. 22, 1976, expired March 22, 1977. Original rule filed Nov. 12, 1976, effective Feb. 11, 1977. Amended: Filed April 26, 2001.

PUBLIC COST: This proposed amendment will cost state agencies or political subdivisions less than \$500 in the aggregate.

PRIVATE COST: This proposed amendment will cost private entities less than \$500 in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Public Service Commission, Dale Hardy Roberts, Secretary, PO Box 360, Jefferson City, MO 65102. To be considered, comments must be received within thirty days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 4—DEPARTMENT OF ECONOMIC
DEVELOPMENT
Division 240—Public Service Commission
Chapter 121—Pre-Owned Manufactured Homes**

PROPOSED AMENDMENT

MX-2000-445
4 CSR 240-121.040 Inspection of Dealer Books, Records, Inventory and Premises. This proposal amends the following sections of this rule: section (1).

PURPOSE: This amendment establishes the requirements for dealer record inspections and is amended to exhibit the correct reference to manufactured homes.

(1) The books, records, inventory and premises of a dealer, from time-to-time during normal business hours, shall be subject to an inspection by the director to ascertain if the dealer is complying with this chapter and Chapter 700, RSMo as it relates to pre-owned [mobile] manufactured homes and also to ascertain if grounds exist under section 700.100, RSMo to reject an application for registration filed under section 700.090, RSMo or to refuse to renew or to suspend, revoke or place on probation a registration which has been made under section 700.090, RSMo.

AUTHORITY: section 700.040, RSMo [Supp. 1989] 2000. Emergency rule filed Nov. 12, 1976, effective Nov. 22, 1976, expired March 22, 1977. Original rule filed Nov. 12, 1976, effective Feb. 11, 1977. Amended: Filed April 26, 2001.

STATE OF MISSOURI

OFFICE OF THE PUBLIC SERVICE COMMISSION

I have compared the preceding copy with the original on file in this office and
I do hereby certify the same to be a true copy therefrom and the whole thereof.

WITNESS my hand and seal of the Public Service Commission, at Jefferson City,
Missouri, this 31st day of May 2001.



Dale Hardy Roberts

Dale Hardy Roberts
Secretary/Chief Regulatory Law Judge