

RECEIVED

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT  
Division 240—Public Service Commission  
Chapter 123—Modular Units

FEB 27 2003

SECRETARY OF STATE  
ADMINISTRATIVE RULES

—(PROPOSED AMENDMENT)

**4 CSR 240-123.030 Seals:** This proposal amends Section (3) subsections (A) and (B) and section (9).

*PURPOSE: The proposed amendment increases the fees for seals and replacement seals for modular units.*

(3) To be complete, an application for seals to be affixed to modular units manufactured or to be manufactured under an approved manufacturing program shall be executed by the manufacturer (or the manufacturers authorized representative if the manufacturer is a corporation) of the modular unit to which the requested seals will be affixed and shall include:

- (A) An affidavit of the applicant or the applicant's authorized representative if the applicant is a corporation, certifying that each requested seal will be affixed only to modular units manufactured under an approved manufacturing program and that each modular unit to which a requested seal will be affixed will comply with the code at the time it is rented, leased, sold or offered for rent, lease, or sale by the applicant[; and]. **Each new modular unit sold or placed in the state must contain the applicable seal as specified in this section; and**
- (B) A nonrefundable fee of [eighty dollars (\$80)] **one hundred ten dollars (\$110)** for each seal requested.

(9) Any person to whom a seal has been issued or who owns a modular unit to which a seal or approved insignia has been affixed may apply for the replacement of such seal or approved insignia if it becomes lost, mutilated or otherwise unserviceable. Applications for replacement seals shall be made on the same forms and in the same manner as applications for seals are made under this rule. A fee of [twenty dollars (\$20)] **forty dollars (\$40)** shall be charged for a replacement seal.

*Auth: section 700.040, RSMo [(1986)] 2000. Original rule filed Aug. 16, 1979, effective Dec. 15, 1979. Amended: Filed Oct. 12, 1982, effective Jan. 13, 1983. Amended: Filed June 12, 2001, effective January 30, 2002. Emergency amendment filed Jan. 24, 2003, effective Feb. 3, 2003, expires Aug. 1, 2003. Amended: Filed \_\_\_\_\_, 2003, effective \_\_\_\_\_, 2003.*

*PUBLIC COST: This proposed amendment would cost state agencies or political subdivisions less than \$500.00 in the aggregate.*

*PRIVATE COST: This proposed amendment would cost private entities approximately \$48,000.00 annually in the aggregate.*

*NOTICE TO SUBMIT COMMENTS AND NOTICE OF PUBLIC HEARING: Anyone may file comments in support of or in opposition to this proposed amendment with the Missouri Public Service Commission, Dale Hardy Roberts, Secretary of the Commission, PO Box 360, Jefferson City, MO 65102. To be considered, comments must be received at the Commission's offices on or before April 14, 2003, and should include a reference to Commission Case No. MX-2003-0187. If comments are submitted via a paper filing, an original and eight (8) copies of the comments are required. Comments may also be submitted via a filing using the Commission's electronic filing and information system at <<http://www.psc.state.mo.us/efis.asp>>. A public hearing regarding this proposed amendment is scheduled for April 23, 2003, at 9:00 a.m. in Room 310 of the Governor Office Building, 200 Madison Street, Jefferson City, Missouri. Interested persons may appear at this hearing to submit additional comments and/or testimony in support of or in opposition to this proposed amendment, and may be asked to respond to commission questions. Any persons with special needs as addressed by the Americans with Disabilities Act should contact the Missouri Public Service Commission at least ten (10) days prior to the hearing at one (1) of the following numbers: Consumer Services Hotline 1-800-392-4211 or TDD Hotline 1-800-829-7541.*