

Minnesota Attorney General: Administrative Rules Proceedings

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Version 3
August 20, 2018

MINNESOTA STATE REGULATIONS

Notice of filing by the Commissioner of Administration

We have received on this date, stamped and filed 2 copies of Rules and Regulations pertaining to

the Department of Agriculture
(Agency or Board)

Regulation No. Chapter 57: 1321-1330

Subject: Certified Milk

Department of Administration
Publication, Central Services Division
Documents Section
140 Centennial Office Building
St. Paul, Minnesota 55155
Telephone: (612) 296-2874

FILED
RICHARD L. BRUBACHER
Commissioner of Administration

MAR 12 1976

BY Edna Standenmaier
AUTH. SIGNATURE

Stamped and filed with the Secretary of State March 12, 1976 4:30 PM

Rev. 9-72

203

Paul A. Strandberg
Special Assistant
Attorney General
Agriculture

March 15, 1976

- Agr 1321 to 1330

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE JON WEFALD,

COMMISSIONER OF AGRICULTURE,

STATE OF MINNESOTA.

IN THE MATTER OF:

The Adoption of Rules of the State Department of Agriculture adding rules for Certification of Milk Laboratories, Part B Chapter 57, Agr 1321 to 1330

ORDER TO AMEND TYPOGRAPHICAL ERROR IN AGR 1322, A.4., and AGR 1327, A.2.

The above entitled matter came on for hearing before the Agriculture Commissioner of the State of Minnesota on the 30th day of December 1975 at 10:00 a.m. in Room 14, Ground Floor, State Office Building, St. Paul, Minnesota. Pursuant to proper statutory authority these rules, identified as Rules of the State Department of Agriculture Relating to the certification of milk laboratories were adopted finally and filed with the Office of the Secretary of State and the Commissioner of Administration on March 12, 1976. It has since been brought to my attention that two of these Rules, Agr 1322, A.4., and Agr 1327, A.2. contain typographical errors.

NOW, THEREFORE, IT IS ORDERED that the typographical errors in AGR 1322 and 1327 be corrected and that said rules be amended to read as was originally intended and as was presented in the proposed rules:

"Agr 1322. Definitions

A.4. "Analyst" is a person employed in the milk laboratory for the purpose of conducting tests, the results of which are to be utilized for enforcement of the requirements for distribution of milk, milk products, or goat milk under the Grade A label."

"Agr 1327. Disputes Arising From Failure to Certify or Approve and Conditions for Revocation or Suspension of Permit

A.2. In cases where disputes cannot be resolved through negotiation, the party ~~on~~ or parties shall proceed in the manner provided for in the contested case procedures established by the rules of the Office of Hearing Examiners, HE 201 to HE 223 and any amendments thereto."

DATED: May 13, 1976

Jon Wefald
Commissioner of Agriculture
State of Agriculture

APPROVED AS TO FORM AND LEGALITY
MAY 17 1976 19
WARREN SPANNAUS, ATTORNEY GENERAL
BY /s/ Michael B. Miller
SPECIAL ASSISTANT ATTORNEY GENERAL

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
MAY 17 1976
Joan Anderson Growe
Secretary of State

FILED
RICHARD L. BRUBACHER
Commissioner of Administration
MAY 17 1976
BY Ida Standermann
AUTH. SIGNATURE
2:30 PM

ADMIN 1000A

STATE OF MINNESOTA

DEPARTMENT Attorney General

Office Memorandum

TO : Michael B. Miller
Administration Department

DATE: February 19, 1976

FROM : Paul A. Strandberg
Special Assistant
Attorney General

Paul

SUBJECT: Agr 1321 to 1330.

Attached, please find the above regulations submitted for your approval pursuant to Chapter 15 of Minnesota Statutes.

PAS:jyp

RULES AND REGULATIONS OF THE DEPARTMENT OF AGRICULTURE -- CERTIFIED MILK LABORATORIES, CHAPTER 57: AGR 1321 TO 1330

Agr 1321. Purpose

A. It is the purpose of the rules and regulations contained herein to carry out and enforce the provisions of Minnesota Statutes 1974, Section 32.394, as amended by Minnesota Laws 1975, Chapter 412. The rules relate to certification of milk laboratories before such laboratories may conduct tests for the purpose of enforcement of requirements for the distribution of milk, milk products, or goat milk under the Grade A label and to the issuance to the laboratory of a permit to conduct such test.

Agr 1322. Definitions

A. As used in this section, the following words and terms shall have the meaning given:

1. "Commissioner" means the commissioner of agriculture.

2. "Milk laboratory" is a facility which conducts tests for distribution of milk, milk products (as defined in Minnesota State Regulations Agr 1005), or goat milk under the Grade A label.

3. "Certified milk laboratory" is a milk laboratory which meets the certification and permit requirements of these rules.

4. "Analyst" is a person employed in the milk laboratory for the of conducting tests, the results of which are to be utilized for enforcement of the requirements for distribution of milk, milk products, or goat milk under the Grade A label.

Agr 1323. Requirements for Certification

A. A milk laboratory which desires to be certified to conduct tests for the purpose of enforcement of requirements for distribution of milk, milk products, or goat milk under the Grade A label must:

1. Utilize only analysts approved to conduct laboratory sampling procedures, bacterial counts, detection of inhibitory substances, coliform determinations, and/or phosphatase and temperature checks.

2. Employ sampling procedures and required laboratory examinations which are in substantial compliance with the most recent edition of Standard Methods for Examination of Dairy Products of the American Public Health Association and/or the most recent edition of Official Methods of Analyses of the Association of Analytical Chemists.

3. Otherwise meet the requirements of the Grade A Pasteurized Milk Ordiance 1965 Recommendation of the United States Public Health Service or subsequent editions.

Agr 1324. Evaluation of Laboratories for Certification

A. The following shall apply to evaluation of milk laboratories for the purpose of certification:

1. An assessment of the milk laboratory's operation relative to the requirements of the Grade A Pasteurized Milk Ordinance 1965 Recommendation, and subsequent editions, shall be made at the time of application for certification and not less frequently than once each two years thereafter, except that a certified laboratory of record on June 5, 1975 shall be deemed to meet the requirements for initial certification. In the case of a certified milk laboratory which moves to another building which uses another source of tap water, distilled water, and/or steam supply for the autoclave, a resurvey may be conducted even though no change in personnel or procedures is planned.

2. Approval of analysts to conduct required laboratory procedures shall be based on the ability of the analyst to meet the criteria established in Evaluation of Milk Laboratories -- Recommended by the United States Health Service, and supplements thereto, issued by the Food and Drug Administration and the Public Health Service, relating to standards for sampling, preparation of cultures, viable counts, detection of inhibitory substances, coliform groups, phosphatase tests, and inspection of pasteurized milk containers. An analyst may be approved for one or more procedures and need not be approved to make all tests. Nonetheless, no analyst shall perform a procedure for which he or she has not been approved.

Agr 1325. Request for Approval of Analysts, Notification

A. When a certified laboratory employs as an analyst a person who has not been previously approved for the performance of laboratory procedures and tests, the results of which are to be used in the enforcement of requirements for distribution of milk, milk products, or goat milk under the Grade A label, the laboratory shall request in writing within 30 days an evaluation of that analyst. The evaluation will be the same as that applied to other analysts, and set forth in Agr 1324 (A) (2). The analyst shall be evaluated as soon as practical following notification of the Commissioner under this rule.

Agr 1326. Specification of Approved Analysts and Laboratory Tests

A. A list of names of approved analysts, and of laboratory tests each is approved to conduct, shall be attached to the permit issued by the Commissioner to a certified milk laboratory. After each evaluation of a milk laboratory or after an evaluation on an analyst not previously approved as required by Agr 1325, an amended list of names and approved analysts and the tests each is approved to conduct shall be issued by the Commissioner.

Agr 1327. Disputes Arising From Failure to Certify or Approve and Conditions for Revocation or Suspension of Permit

A. If the Commissioner refuses to certify a milk laboratory or to approve an analyst for any or certain work and the laboratory wishes to take exception to the determination, written objections must be filed with the Commissioner within 15 days of the issuance of the determination or any protest will be waived.

1. The Commissioner shall first seek to resolve the issue through negotiation with the party or parties involved.

2. In cases where disputes cannot be resolved through negotiation, the party on parties shall proceed in the manner provided for in the contested case procedures established by the rules of the Office of Hearing Examiners, HE 201 to HE 223 and any amendments thereto.

B. The permit issued by the Commissioner under the provisions of these rules shall remain valid without renewal unless suspended or revoked by the Commissioner for failure to comply with the requirements of these rules. In cases where the Commissioner seeks to suspend or revoke a permit, the procedural and hearing requirements shall be the same as for disputes arising from failure to certify a milk laboratory or to approve an analyst.

Agr 1328. Issuance of Permit

A. The Commissioner shall issue a "Permit to Conduct Laboratory Tests on Milk, Milk Products, or Goat Milk for Distribution Under the Grade A Label" to milk laboratories complying with all applicable laws and regulations.

Agr 1329. Fees

A. An application for initial certification or for recertification following suspension or revocation of a permit shall be accompanied by a fee of not less than $50 nor more than $200. The amount of the application fee for an individual laboratory shall be based on the costs of conducting laboratory evaluation prior to issuance of the permit. The fee for each set of split samples required for evaluation of laboratories shall be not less than $20 nor more than $50. The actual fee shall be based on the direct costs to the State Laboratory for analysis of samples plus the cost of labor involved in providing the analysis. Fees may be adjusted annually within the prescribed range.

Agr 1330. Use of Certification in Advertising

A. A certified milk laboratory may indicate in its advertising that it holds a permit from the Commissioner for the analysis of Grade A dairy products provided that the laboratory shall clearly indicate those procedures for which it is certified.

APPROVED AS TO FORM AND LEGALITY
MAR 12 1976 19
WARREN SPANNAUS, ATTORNEY GENERAL
BY /s/ Michael B. Miller
SPECIAL ASSISTANT ATTORNEY GENERAL

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
MAR 12 1976 - 4:25 pm
Joan Anderson Growe
Secretary of State

FILED
RICHARD L. BRUBACHER
Commissioner of Administration
MAR 12 1976
BY Eda Staudenmaier
AUTH. SIGNATURE
4:30 PM

STATE OF MINNESOTA COMMISSIONER OF AGRICULTURE

In the matter of the Proposed Rules and Regulations of the Department of Agriculture adding Rules for Certification of Milk Laboratories, Part B, Chapter 57, Agr 1321 to 1330

PROPOSED REGULATIONS

PROPOSED REGULATIONS --
CERTIFIED MILK LABORATORIES
CHAPTER 57: Agr 1321 to 1330

Agr 1321. Purpose

A. It is the purpose of the rules and regulations contained herein to carry out and enforce the provisions of Minnesota Statutes 1974, Section 32.394, as amended by Minnesota Laws 1975, Chapter 412. The rules relate to certification of milk laboratories before such laboratories may conduct tests for the purpose of enforcement of requirements for the distribution of milk, milk products, or goat milk under the Grade A label and to the issuance to the laboratory of a permit to conduct such test.

Agr. 1322. Definitions

A. As used in this section, the following words and terms shall have the meaning given:

1. "Commissioner" means the commissioner of agriculture.

2. "Milk laboratory" is a facility which conducts tests for distribution of milk, milk products (as defined in Minnesota State Regulations Agr 1005), or goat milk under the Grade A label.

3. "Certified milk laboratory" is a milk laboratory which meets the certification and permit requirements of these rules.

4. "Analyst" is a person employed in the milk laboratory for the purpose of conducting tests, the results of which are to be utilized for enforcement of the requirements for distribution of milk, milk products, or goat milk under the Grade A label.

Agr 1323. Requirements for Certification

A. A milk laboratory which desires to be certified to conduct tests for the purpose of enforcement of requirements for distribution of milk, milk products, or goat milk under the Grade A label must:

1. Utilize only analysts approved to conduct laboratory sampling procedures, bacterial counts, detection of inhibitory substances, coliform determinations, and/or phosphatase and temperature checks.

2. Employ sampling procedures and required laboratory examinations which are in substantial compliance with the most recent edition of Standard Methods for Examination of Dairy Products of the American Public Health Association and the most recent edition of Official Methods of Analyses of the Association of Analytical Chemists.

3. Otherwise meet the requirements of the Grade A Pasteurized Milk Ordinance 1965 Recommendation of the United States Public Health Service or subsequent editions.

Agr 1324. Evaluation of Laboratories for Certification

A. The following shall apply to evaluation of milk laboratories for the purpose of certification:

1. An assessment of the milk laboratory's operation relative to the requirements of the Grade A Pasteurized Milk Ordinance 1965 Recommendation, and subsequent editions, shall be made at the time of application for certification and not less frequently than once each two years thereafter, except that a certified laboratory of record on June 5, 1975 shall be deemed to meet the requirements for initial certification. In the case of a certified milk laboratory which moves to another building which uses another source of

tap water, distilled water, and/or steam supply for the autoclave, a resurvey may be conducted even though no change in personnel or procedures is planned.

2. Approval of analysts to conduct required laboratory procedures shall be based on the ability of the analyst to meet the criteria established in Evaluation of Milk Laboratories -- Recommended by the United States Health Service, and supplements thereto, issued by the Food and Drug Administration and the Public Health Service, relating to standards for sampling, preparation of cultures, viable counts, detection of inhibitory substances, coliform groups, phosphatase tests, and inspection of pasteurized milk containers. An analyst may be approved for one or more procedures and need not be approved to make all tests. Nonetheless, no analyst shall perform a procedure for which he or she has not been approved.

Agr 1325. Request for Approval of Analysts, Notification

A. When a certified laboratory employs as an analyst a person who has not been previously approved for the performance of laboratory procedures and tests, the results of which are to be used in the enforcement of requirements for distribution of milk, milk products, or goat milk under the Grade A label, the laboratory shall request in writing within 30 days an evaluation of that analyst. The evaluation will be the same as that applied to other analysts, and set forth in Agr 1324 (A)(2). The analyst shall be evaluated as soon as practical following notification of the Commissioner under this rule.

Agr 1326. Specification of Approved Analysts and Laboratory Tests

A. A list of names of approved analysts, and of laboratory tests each is approved to conduct, shall be attached to the permit

issued by the Commissioner to a certified milk laboratory. After each evaluation of a milk laboratory or after an evaluation of an analyst not previously approved as required by Agr 1325, an amended list of names and approved analysts and the tests each is approved to conduct shall be issued by the Commissioner.

Agr 1327. Disputes Arising From Failure to Certify or Approve and Conditions for Revocation or Suspension of Permit

A. If the Commissioner refuses to certify a milk laboratory or to approve an analyst for any or certain work and the laboratory wishes to take exception to the determination, written objections must be filed with the Commissioner within 15 days of the issuance of the determination or any protest will be waived.

1. In cases where disputes cannot be resolved through negotiation, a notice of hearing on the matter shall be issued. The notice shall indicate the time and place for the hearing, the time being not less than 10 nor more than 30 days from the date of such order. The hearing shall be held in accordance with the general procedures set forth in Minnesota State Regulations 1236 to 1240.

2. The permit issued by the Commissioner under the provisions of these rules shall remain valid without renewal unless suspended or revoked by the Commissioner for failure to comply with the requirements of these rules. In cases where the Commissioner seeks to suspend or revoke a permit, the hearing and procedure requirements shall be the same as for disputes arising from failure to certify a milk laboratory or to approve an analyst.

Agr 1328. Issuance of Permit

A. The Commissioner shall issue a "Permit to Conduct Laboratory Tests on Milk, Milk Products, or Goat Milk for Distribution Under

the Grade A Label" to milk laboratories complying with all applicable laws and regulations.

Agr 1329. Fees

A. An application for initial certification or for recertification following suspension or revocation of a permit shall be accompanied by a fee of not less than $50 nor more than $200. The amount of the application fee for an individual laboratory shall be based on the costs of conducting laboratory evaluation prior to issuance of the permit. The fee for each set of split samples required for evaluation of laboratories shall be not less than $20 nor more than $50. The actual fee shall be based on the direct costs to the State laboratory for analysis of samples plus the cost of labor involved in providing the analysis. Fees may be adjusted annually within the prescribed range.

Agr 1330. Use of Certification in Advertising

A. A certified milk laboratory may indicate in its advertising that it holds a permit from the Commissioner for the analysis of Grade A dairy products provided that the laboratory shall clearly indicate those procedures for which it is certified.

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE JON WEFALD

COMMISSIONER OF AGRICULTURE

In the matter of the Proposed Rules and Regulations of the Department of Agriculture adding Rules for Certification of Milk Laboratories, Part B, Chapter 57, Agr 1321 to 1330

ORDER FOR HEARING

To effectively provide procedures for the certification of milk laboratories as authorized by Laws 1975, Chapter 412, the commissioner of the Minnesota department of agriculture deems it necessary to consider adoption of the proposed rules captioned above pursuant to the authority vested in me by Minnesota Statutes, Section 32.394, Subdivision 4.

NOW, THEREFORE, IT IS ORDERED this 26th day of November, 1975, that a public hearing on the proposed rules captioned above be held in Room 14, ground floor, State Office Building, Saint Paul, Minnesota, on December 30, 1975, commencing at 10:00 a.m., and continuing until all representatives of associations or other interested groups or persons have an opportunity to be heard.

IT IS FURTHER ORDERED, that notice of said hearing be given to all representatives of associations or other interested groups or persons who have registered their names with the Secretary of State for that purpose and to all persons who are presently members of the Minnesota Legislature.

STATE OF MINNESOTA

Jon Wefald
Commissioner of Agriculture

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE JON WEFALD

COMMISSIONER OF AGRICULTURE

In the matter of the Proposed Rules and Regulations of the Department of Agriculture adding Rules for Certification of Milk Laboratories, Part B, Chapter 57, Agr 1321 to 1330

STATEMENT OF NEED

The above captioned rules are not amendments to existing rules of the Department of Agriculture.

The need to promulgate the above captioned rules arises because the Legislature enacted a milk certification program during its 1975 session which is not covered by existing rules and regulations of the Department of Agriculture.

COMMISSIONER OF AGRICULTURE

Jon Wefald

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE JON WEFALD

COMMISSIONER OF AGRICULTURE

In the matter of the Proposed Rules and Regulations of the Department of Agriculture adding Rules for Certification of Milk Laboratories, Part B, Chapter 57, Agr 1321 to 1330

NOTICE OF HEARING

Notice is hereby given that a public hearing will be held pursuant to Minnesota Statutes 1974, Section 15.0412, in the above titled matter in Room 14, ground floor, State Office Building, Saint Paul, Minnesota, December 30, 1975, commencing at 10:00 a.m., and continuing until all persons have an opportunity to be heard concerning adoption of the proposed rules for certification of milk laboratories before such laboratories may conduct tests for the purpose of enforcement of requirements for distribution of milk, milk products, or goat milk under the Grade A label as captioned above and established by Laws 1975, Chapter 412, by submitting either oral or written data, statements, or arguments. Statements may be submitted without appearing in person at the hearing.

The commissioner proposes to adopt new rules relating to the certification of milk laboratories before such laboratories may conduct tests for the purpose of enforcement of requirements for distribution of milk, milk products, or goat milk under the Grade A label as authorized by Laws 1975, Chapter 412.

A copy of the proposed regulations is enclosed. Additional copies may be obtained by writing to the Office of the Commissioner, 420 State Office Building, Saint Paul, Minnesota 55155, and copies will be available at the door on the date of the hearing.

DATED: November 26, 1975

STATE OF MINNESOTA

Jon Wefald

Jon Wefald
Commissioner of Agriculture

STATE OF MINNESOTA

COUNTY OF RAMSEY

In the matter of the Proposed Rules and Regulations of the Department of Agriculture adding Rules for Certification of Milk Laboratories, Part B, Chapter 57, Agr 1321 to 1330

AFFIDAVIT OF MAILING

John C. Ditmore, being first duly sworn, deposes and says:

That on the 28th day of November, 1975, at the City of Saint Paul, County of Ramsey, State of Minnesota, he served the attached Notice of Hearing by depositing in the United States mail at said City of Saint Paul, a true and correct copy thereof, properly enveloped, with postage prepaid, to all persons listed on the attached certificate of the Secretary of State as well as to all persons listed on the attached sheet as presently being members of the Minnesota Legislature.

John C. Ditmore

Subscribed and sworn before me this 28th day of Nov, 1975.

Notary Public

Ramsey County, Minnesota

My commission expires 3-17-77.

AFFIDAVIT

John C. Ditmore, being duly sworn on oath deposes and says:

1) That he is an employee of the Department of Agriculture of the State of Minnesota.

2) That on the 26th day of November, he went to the Secretary of State's office for the State of Minnesota and requested a current list of all representatives of associations and other interested groups or persons who had registered their names with the Secretary of State for the purpose of obtaining notices of public hearings relating to the promulgation of rules pursuant to M.S. 15.0412.

3) That on the 26th day of November, in response to the above request, the Secretary of State provided him with such a list, a copy of which is attached hereto and incorporated by reference.

Further affiant sayeth not.

John C. Ditmore

Subscribed and sworn to before me this 26th day of November 1975.

Emma Copeland

Notary Public,
Ramsey County, Minnesota
My commission expires March 17 1977.



STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE JON WEFALD

COMMISSIONER OF AGRICULTURE

In the matter of the Proposed Rules and Regulations of the Department of Agriculture adding Rules for Certification of Milk Laboratories, Part B, Chapter 57, Agr 1321 to 1330

CERTIFICATE

I hereby certify that the attached ~~Two~~ 4424 Labels and sheets constitute the complete lists of persons, associations, and other interested groups who as of 1:15 o'clock p.m., this 26th day of November, 1975 had requested pursuant to M.S. 1974, Sec. 15.0412 that their names be placed on file with the Secretary of State for the purpose of receiving notice of public hearing on proposed rules on the subject captioned above.

Secretary of State

Joan Anderson Growe

By Carl Dunn

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE JON WEFALD

COMMISSIONER OF AGRICULTURE

In the Matter of the Proposed Rules and Regulations of the Department of Agriculture adding Rules for Certification of Milk Laboratories, Part B, Chapter 57, Agr 1321 to 1330

FINDINGS OF FACT

The above-entitled matter came on for hearing before the Agriculture Commissioner of the State of Minnesota on the 30th day of December, at 10 a.m., in Room 14, ground floor, State Office Building, St. Paul, Minnesota, after proper notice required by Minnesota Statutes 1974, Section 15.0412 was served on all persons, associations and other interested groups registered with the Secretary of State for that purpose, and to all members of the Minnesota legislature.

After affording interested persons an opportunity to present written and oral data, statements and arguments, having heard all of the testimony, having considered all of the evidence adduced and upon records, files, and proceedings herein, I find the following:

1. That the legislature in Minnesota Laws 1975, Chapter 412 required the Minnesota Department of Agriculture to certify milk laboratories which are analyzing milk for purposes of Grade A labeling, and to issue permits, collect fees, and promulgate rules and regulations related to the certification process.
2. That Regulations Agr 1321 to 1330 assist the department in fullfilling its responsibility under Minnesota Laws 1975, Chapter 412, by defining the requirements for the certification of laboratories; the method of evaluation of laboratories for certification; the procedure for approving analysts and the specification of approved analysts and the tests for which they are approved; the manner in which disputes over certification, approval, or revocation or suspension of permits may be resolved; establishing the basis for the charging of fees; and by setting forth certain other rules.

3. That a technical amendment to bring the rules into comformity with the contested case procedures of the Office of Hearing Examiners is required as the result of the promulgation of rules for that Office and should be adopted.

4. That an amendment to Agr 1323 (A)(2) to clarify language relating to compliance with sampling procedures and laboratory examinations is necessary to portray the Department's intentions and should be adopted.

STATE OF MINNESOTA

JON WEFALD
COMMISSIONER OF AGRICULTURE

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE JON WEFALD

COMMISSIONER OF AGRICULTURE

In the Matter of the Proposed Rules and Regulations of the Department of Agriculture adding Rules for Certification of Milk Laboratories, Part B, Chapter 57, Agr 1321 to 1330

ORDER ADOPTING RULES

The above-entitled matter came on for hearing before the Agriculture Commissioner of the State of Minnesota on the 30th day of December, at 10 a.m., in Room 14, ground floor, State Office Building, St. Paul, Minnesota, after proper notice required by Minnesota Statutes 1974, Section 15.042 was served on all persons, associations and other interested groups registered with the Secretary of State for that purpose, and to all members of the Minnesota legislature.

After affording interested persons an opportunity to present written and oral data, statements and arguments, having heard of all the testimony, having considered all of the evidence adduced and upon the records, files and proceedings herein, and applicable statutory standards and criteria, and having confirmed the need for the above captioned rules,

NOW, THEREFORE, IT IS ORDERED that the addition of the Rules Agr 1321 to 1330, identified as Rules of the State Department of Agriculture Relating to Certification of Milk Laboratories are adopted this 18th day Feb., 1976, pursuant to the authority vested in me by Minnesota Statutes 1974, Section 15.0412 and Minnesota Statutes, Section 32.394.

STATE OF MINNESOTA

Jon Wefald

JON WEFALD
COMMISSIONER OF AGRICULTURE

STATEMENT OF COMPLIANCE WITH

MANUAL OF RULE MAKING PROCEDURES

I, Special Assistant Attorney General Paul Strandberg do hereby declare that I have examined the proposed rules and all related documents and that, based on them and my personal familiarity with the applicable procedures, the Manual of Rule Making Procedures has been followed. Any exceptions are noted below.

Paul Strandberg

Special Assistant Attorney General

Dated: 2-19-76