

Minnesota Attorney General: Administrative Rules Proceedings

Copyright Notice:

This material may be protected by copyright law (U.S. Code, Title 17). Researchers are liable for any infringement. For more information, visit www.mnhs.org/copyright.

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 Labor + Industry
(Agency or Board)

Regulation No. LICA One thru Five

Subject: Rules Governing smoking in Factories Warehouses and Similar Places of Work

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

APR 2 1976

BY Eda Standenmaier
AUTH. SIGNATURE

Stamped and filed with the Secretary of State 4-2-76 4:00PM 4:15 PM.

Jon K. Murphy
Special Assistant
Attorney General
Labor and Industry

Michael B. Miller
Special Assistant
Attorney General

March 23, 1976

296-4692

Rules LICA 1-5

Returned herewith are the above-captioned rules, which I am sending back for the following clarifications:

Rule 1(d): the word "way" is missing;

Rule 3: "equipment" should be clarified;

Rule 5(b): the word "consideration" is unclear.

MBM/sr

Enclosures

210

Jon K. Murphy
Special Assistant
Attorney General
Labor and Industry

April 5, 1976

- LICA 1-5

ADMIN 1000

STATE OF MINNESOTA

DEPARTMENT ATTORNEY GENERAL

Office Memorandum

TO : Mike Miller
Special Assistant Attorney General
Department of Administration

DATE: 3-1-76

FROM : Jon K. Murphy
Special Assistant
Attorney General JKM

PHONE: 6956

SUBJECT: ENCLOSED RULES

Enclosed, please find documents for the adoption of rules and regulations of the Department of Labor and Industry, adopted pursuant to Minn. Laws 1975, Chapter 211.

These rules cover smoking in factories, warehouses and similar places of work. Should you have any questions with regard thereto, don't hesitate to call.

J.K.M.

JKM:js
Enc.

Mike - please note this hearing was held prior to the effective date for utilization of the office of H. E.

JKM

ADMIN 1000

STATE OF MINNESOTA

Office Memorandum

DEPARTMENT Attorney General

TO : Jon K. Murphy
Special Assistant
Attorney General
Labor and Industry

DATE: March 23, 1976

FROM : Michael B. Miller
Special Assistant
Attorney General

PHONE: 296-4692

SUBJECT: Rules LICA 1-5

Returned herewith are the above-captioned rules, which I am sending back for the following clarifications:

Rule 1(d): the word "way" is missing;

Rule 3: "equipment" should be clarified;

Rule 5(b): the word "consideration" is unclear.

MBM/sr

Enclosures

enclosed are new rules with requested changes

Stan

LABOR AND INDUSTRY RULES GOVERNING SMOKING IN FACTORIES, WAREHOUSES AND SIMILAR PLACES OF WORK

LICA 1 Authority, Scope and Purpose.

a) These rules are promulgated pursuant to authority granted to the Minnesota Department of Labor and Industry by the provisions of Minn. Laws 1975, Chapter 211, sec. 4, and may be cited as Labor and Industry Regulation, LICA 1 through 5.

b) These rules apply to "factories, warehouses and similar places of work" not usually frequented by the general public.

c) These rules apply where the close proximity of workers or the inadequacy of ventilation causes smoke pollution detrimental to the health or comfort of non-smoking employees.

d) Nothing in these rules shall be construed to affect, in any way, smoking prohibitions imposed by the fire marshall or other laws, ordinances or regulations.

e) Minn. Laws 1975, Chapter 211, sec. 4, relating to smoking in public places and at public meetings, excludes from its provisions, factories, warehouses and similar places of work not usually frequented by the general public. At the same time, section 4 directs the Department of Labor and Industry to establish rules to restrict or prohibit smoking in those places where the close proximity of workers or the inadequacy of ventilation causes smoke pollution detrimental to the health and comfort of non-smoking employees. The purpose of these rules is to implement that provision and provide clarification of the scope and extent of employers' obligations relating thereto and to safeguard the non-smoking employee's health and comfort within reasonable regulation of his working environment without serious disruption of the work activities at his place of work.

f) These rules are intended to implement the provision in Minn. Laws 1975, Chapter 211, sec. 4, which pertains to factories, warehouses and similar places of work.

LICA 2 Factories, Warehouses and Similar Places of Work.

For the purposes of M.S. § 144.414, "factories, warehouses and similar places of work" shall mean the indoor area of any facility of an enterprise used principally to manufacture or assemble goods, products or merchandise for sale, or to store goods, products or merchandise not for the purpose of direct retail sale, and shall include those areas incidental but related to the primary operation covered by these regulations.

LICA 3 Smoke Pollution.

As used in these regulations, smoke pollution shall mean that smoke caused by a lighted cigar, cigarette, pipe or any other lighted smoking substance or equipment.

LICA 4 Responsibilities of Employer or Person in Charge.

An employer who prohibits smoking in areas utilized by non-smoking employees shall be considered to have complied with these rules. Lacking that, the following shall apply:

a) Lunchrooms, cafeterias, lounge or rest areas provided for employees.

In a lunchroom, cafeteria, lounge or rest area provided for the employees and not open to the general public, the employer or person in charge shall reserve one side or area of the room for the sole use of non-smokers and shall minimize the toxic effects of smoke pollution in that area. The size of such non-smoking area shall be proportional to employee preference. The employer or person in charge shall maintain records which document employee preference.

b) General work area.

1) Upon complaint of an employee that the close proximity of workers or inadequate ventilation is causing smoke pollution detrimental to his or other non-smoking employees' health and comfort, the employer or person in charge shall determine the causative factors of the smoke pollution.

2) If the employer or person in charge finds that the smoke pollution is due to the close proximity of workers or the inadequacy of ventilation, he shall minimize the toxic effects of the smoke pollution on non-smokers. The employer or person in charge shall maintain records which document the actions taken on complaints received.

LICA 5 Minimizing Toxic Effects of Smoke Pollution.

To the extent possible without unreasonable interference with the business operation, efforts to minimize the toxic effects of the smoke pollution on non-smokers shall include, but need not be limited to, the following:

a) utilization of existing physical barriers;

b) utilization of the flow of air movement, so that insofar as possible, smoke shall move away from non-smokers;

c) arrangement of seating or work patterns for separation of smokers and non-smokers.

APPROVED AS TO FORM AND LEGALITY
APR 2 1976 19
WARREN SPANNAUS, ATTORNEY GENERAL
BY /s/ Michael B. Miller
SPECIAL ASSISTANT ATTORNEY GENERAL

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
APR 2 - 1976 - 4:00 pm
Jean Anderson Howe
Secretary of State

FILED
RICHARD L. BRUBACHER
Commissioner of Administration
APR 2 1976
BY Eda Standemann
AUTH. SIGNATURE
4:15 pm
RS

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE E. I. MALONE, COMMISSIONER

DEPARTMENT OF LABOR AND INDUSTRY

IN THE MATTER OF THE PROPOSED ADOPTION OF RULES OF THE DEPARTMENT OF LABOR AND INDUSTRY GOVERNING SMOKING IN FACTORIES, WAREHOUSES AND SIMILAR PLACES OF WORK.

I, Special Assistant Attorney General Jon K. Murphy, do hereby declare that I have examined the new rules and regulations of the Minnesota Department of Labor and Industry, 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.

Jon K. Murphy

Special Assistant
Attorney General

Dated: 3/1/76

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE E. I. MALONE, COMMISSIONER

DEPARTMENT OF LABOR AND INDUSTRY

IN THE MATTER OF THE PROPOSED ADOPTION OF RULES OF THE DEPARTMENT OF LABOR AND INDUSTRY GOVERNING SMOKING IN FACTORIES, WAREHOUSES AND SIMILAR PLACES OF WORK.

I, Special Assistant Attorney General Jon K. Murphy, do hereby declare that I have examined the new rules and regulations of the Minnesota Department of Labor and Industry, 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.

Jon K. Murphy

Special Assistant
Attorney General

Dated: 3/1/76

LABOR AND INDUSTRY PROPOSED RULES GOVERNING SMOKING IN FACTORIES, WAREHOUSES AND SIMILAR PLACES OF WORK

LICA 1 Authority, Scope and Purpose.

a) These rules are promulgated pursuant to authority granted to the Minnesota Department of Labor and Industry by the provisions of Minn. Laws 1975, Chapter 211, Sec. 4 and may be cited as Labor and Industry Regulations, LICA 1 through 5.

b) These rules apply to "factories, warehouses and similar places of work" not usually frequented by the general public.

c) These rules apply where the close proximity of workers or the inadequacy of ventilation causes smoke pollution detrimental to the health and comfort of non-smoking employees.

d) Nothing in these rules shall be construed to in any way affect smoking prohibitions imposed by the fire marshall or other laws, ordinances or regulations.

e) Minn. Laws 1975, Chapter 211 relating to smoking in public places and at public meetings, excludes from its provisions, factories, warehouses and similar places of work not usually frequented by the general public. At the same time, the Act directed the Department of Labor and Industry to establish rules to restrict or prohibit smoking in those places where the close proximity of workers or the inadequacy of ventilation causes smoke pollution detrimental to the health and comfort of non-smoking employees. The purpose of these rules is to implement that provision and provide clarification of the scope and extent of employers' obligations relating thereto and to safeguard non-smoking employees' health and comfort within reasonable regulation of his working environment without serious disruption of the work activities at his place of work.

f) These rules are intended to implement the provision in Minn. Laws 1975, Chapter 211, Section 4 which pertains to factories, warehouses and similar places of work.

LICA 2 Factories, Warehouses and Similar Places of Work.

For the purposes of M.S. 144.414, "factories, warehouses and similar places of work" shall mean the indoor area of any facility of an enterprise used principally to manufacture or assemble goods, products or merchandise for sale, or to store goods, products or merchandise not for the purpose of direct retail sale, and shall include those areas incidental but related to the primary operation covered by these regulations.

LICA 3 Smoke Pollution.

As used in these regulations, smoke pollution shall mean that smoke caused by a lighted cigar, cigarette, pipe or any other lighted smoking equipment.

LICA 4 Responsibilities of Employer or Person in Charge.

a) Lunchrooms, cafeterias, lounge or rest areas provided for employees.

In a lunchroom, cafeteria, lounge or rest area provided for the employees or not open to the general public, the employer or person in charge shall reserve one side or area of the room for the sole use of non-smokers, and shall make a reasonable effort to minimize the toxic effects of smoke pollution in that area.

b) General work area.

1) Upon complaint of an employee that the close proximity of workers or inadequate ventilation is causing smoke pollution detrimental to his or other non-smoking employees health and comfort, the employer or person in charge shall make a reasonable effort to determine the causative factors of the smoke pollution.

2) If the employer or person in charge finds that the smoke pollution is due to the close proximity of workers or the inadequacy of ventilation, he shall make a reasonable effort to minimize the toxic effects of the smoke pollution on non-smokers.

LICA 5 Minimizing Toxic Effects of Smoke Pollution.

a) To the extent possible without unreasonable interference with the business operation, efforts to minimize the toxic effects of the smoke pollution on non-smokers shall include the following:

1) utilization of existing physical barriers;

2) consideration of the flow of air movement, so that insofar as possible, smoke shall move away from non-smokers;

3) arrangement of seating or work patterns for separation of smokers and non-smokers, provided that such arrangement is not detrimental to the employment status of either the non-smoking or the smoking employees.

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE E. I. MALONE, COMMISSIONER

DEPARTMENT OF LABOR AND INDUSTRY

IN THE MATTER OF THE PROPOSED ADOPTION OF RULES OF THE DEPARTMENT OF LABOR AND INDUSTRY GOVERNING SMOKING IN FACTORIES, WAREHOUSES AND SIMILAR PLACES OF WORK.

STATEMENT OF NEED

The above-captioned rules are not amendments to existing rules but are new rules intending to implement the provisions of Minnesota's Clean Indoor Air Act, Minn. Laws, 1975, Chapter 211.

The need to adopt these rules arises because of the general exclusion for factories, warehouses and similar places of work from the provisions of Minn. Laws, Chapter 211. Minn. Laws 1975, Chapter 211, Section 4 requires the Department of Labor and Industry, in consultation with the State Board of Health, to establish rules to restrict or prohibit smoking in those places of work where the close proximity of workers or the inadequacy of ventilation causes smoke pollution detrimental to the health and comfort of non-smoking employees.

Rules and regulations are necessary in order to fulfill the legislative mandate and to provide for:

1. appropriate definitions for factories, warehouses, and similar places of employment;

2. clarifications of employer responsibilities with respect to providing for the health and comfort of non-smoking employees;

3. methods employers may utilize in order to protect the health and comfort of non-smoking employees;

4. reasonable regulation of smoking in factories, warehouses and similar places of work consistent with the legislative intent to exclude such places from the application of the general provisions of the Clean Indoor Air Act; and

5. reasonable regulation with limited disruption of the business activities of employers or employees.

Dated: October 20, 1975.

E. I. Malone

E. I. Malone, Commissioner
Department of Labor and Industry

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE E. I. MALONE, COMMISSIONER

DEPARTMENT OF LABOR AND INDUSTRY

IN THE MATTER OF THE PROPOSED ADOPTION OF RULES OF THE DEPARTMENT OF LABOR AND INDUSTRY GOVERNING SMOKING IN FACTORIES, WAREHOUSES AND SIMILAR PLACES OF WORK.

ORDER FOR HEARING

To effectively implement the Minnesota Clean Indoor Air Act, the Minnesota Commissioner of Labor and Industry following consultation with officials of the Minnesota Department of Health, deems it necessary to consider adoption of the proposed rules captioned above pursuant to the authority vested in me by Minn. Laws 1975, Chapter 211, Section 4.

The Minnesota Department of Health has ordered a hearing to be held in order to consider the adoption of rules and regulations implementing the provisions of Minn. Laws 1975, Chapter 211. That hearing will commence at 9:30 a.m. on December 2, 1975 and will be held in the Board Room of the Minnesota Department of Health, at the University of Minnesota, 717 Deleware Street, Southeast, Minneapolis, Minnesota. In conjunction with that hearing;

NOW, THEREFORE, IT IS HEREBY ORDERED this 22nd day of October, 1975 that a public hearing on the proposed rules captioned above be held in the Board Room of the Minnesota Department of Health, University of Minnesota, Minneapolis Campus on Tuesday, December 2, 1975. The hearing shall commence upon adjournment of the Department of Health's hearing and continue until all representatives or associations or other interested groups or persons have had 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.

Dated: October 22, 1975.

STATE OF MINNESOTA
DEPARTMENT OF LABOR AND INDUSTRY

E. I. Malone

E. I. Malone, Commissioner

L & I Ex 8
2/2/75 RKH.

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE E. I. MALONE, COMMISSIONER

DEPARTMENT OF LABOR AND INDUSTRY

IN THE MATTER OF THE PROPOSED ADOPTION OF RULES OF THE DEPARTMENT OF LABOR AND INDUSTRY GOVERNING SMOKING IN FACTORIES, WAREHOUSES AND SIMILAR PLACES OF WORK.

ORDER APPOINTING HEARING EXAMINER

IT IS HEREBY ORDERED, that Mr. Raymond O. Adel, Deputy Commissioner, Department of Labor and Industry, State of Minnesota, be and is appointed Hearing Examiner to preside at the hearing of the above-entitled matter.

Mr. Raymond O. Adel is hereby authorized and empowered to hear this matter for and on behalf of the Commissioner, to perform any and all acts incidental thereto, to act as presiding officer at all hearings relating hereto, and to make findings of fact.

Dated:

E. I. Malone

E. I. Malone, Commissioner
Department of Labor and Industry

STATE OF MINNESOTA
COUNTY OF RAMSEY

BEFORE E. I. MALONE, COMMISSIONER
DEPARTMENT OF LABOR AND INDUSTRY

IN THE MATTER OF THE PROPOSED ADOPTION OF RULES OF THE DEPARTMENT OF LABOR AND INDUSTRY GOVERNING SMOKING IN FACTORIES, WAREHOUSES AND SIMILAR PLACES OF WORK.

NOTICE OF HEARING

NOTICE IS HEREBY GIVEN that a public hearing will be held pursuant to Minn. Laws 1975, Chapter 380, Section 2, in the above-entitled matter, in the Board Room of the Minnesota Department of Health, 717 Delaware Street, Southeast (University of Minnesota, Minneapolis Campus), on Tuesday, December 2, 1975. This hearing will be held in conjunction with a public hearing conducted by the Minnesota Department of Health for the purpose of considering the adoption of rules and regulations implementing the provisions of Minn. Laws 1975, Chapter 211. The Department of Health's hearing will commence at 9:30 A.M. on December 2, 1975 at the address described hereinabove. The Department of Labor and Industry's hearing shall commence following the adjournment of that hearing and shall continue until all representatives or other interested groups of persons have had an opportunity to be heard concerning adoption of the proposed rules captioned above by submitting either oral or written data, statements, or arguments. Statements or briefs may be submitted without appearing at the hearing by mailing to the Department of Labor and Industry, 500 Space Center Building, 444 Lafayette Road, St. Paul, Minnesota, 55101, at any time prior to the closing of the record.

The Department's authority to promulgate the proposed rules is contained in Minn. Laws 1975, Chapter 211, Section 4 which requires the Department of Labor and Industry to establish rules to restrict or prohibit smoking in those places of work where the close proximity of workers or the inadequacy of ventilation causes smoke pollution detrimental to the health and comfort of non-smoking employees.

The purpose of the proposed rules is to comply with the statutory mandate and to establish reasonable means and methods which employers may utilize to safeguard the health and comfort of non-smoking employees from smoke pollution caused by smoking employees.

A copy of the proposed rules is attached hereto. Additional copies may be obtained by writing to the Department. Additional copies will also be available at the door on the date of the hearing.

Under Minn. Stat. § 10A.01, Subd. 11 (1974) any individual engaged for pay or other consideration for the purpose of representing persons or associations attempting to influence administrative action, such as the promulgation of these rules, must register with the State Ethics Commission as a lobbyist within five days of the commencement of such activity by the individual. The State Ethics Commission is located at 410 State Office Building, St. Paul, Minnesota, 55155.

Dated: October 22, 1975.

STATE OF MINNESOTA
DEPARTMENT OF LABOR AND INDUSTRY

E. I. Malone

E. I. Malone, Commissioner

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE E. I. MALONE, COMMISSIONER

DEPARTMENT OF LABOR AND INDUSTRY

IN THE MATTER OF THE PROPOSED ADOPTION OF RULES OF THE DEPARTMENT OF LABOR AND INDUSTRY GOVERNING SMOKING IN FACTORIES, WAREHOUSES AND SIMILAR PLACES OF WORK.

AGENDA AND GUIDELINES

I.

AGENDA

1. Introduction of Agency Panel
2. Explanation of Procedure by Hearing Examiner
3. Introduction of Exhibits by Agency
4. Presentation by Agency
5. Questions from Interested Parties
6. Statements from Interested Parties
7. Adjournment

II.

GUIDELINES

1. Everyone attending the hearing is required to sign the register as you enter indicating your name, address, and the interest or group you represent. The purpose of the hearing is to allow interested parties to express their views and present facts bearing upon the proposed rules. All persons wishing to express their views will have an opportunity to do so.
2. When the presiding officer affords you an opportunity to orally present your statement, please step to the area designated for statements, spell your name for the benefit of the court reporter, identify your interest or firm, and speak clearly.
3. All witnesses making an oral statement subject themselves to questioning by a representative of the agency and the presiding officer. Additionally, individuals making oral statements may be questioned by others present if they consent to such questioning.
4. If a written statement or other matter reduced to writing is desired to be introduced in evidence, it should be presented to the court reporter to be marked as an exhibit and offered at the appropriate time. Written statements may be introduced at the time an individual offers an oral statement. The right of the agency or the presiding officer to examine the individual presenting this written statement extends to the content of the statement offered in the written form.

5. This hearing will be recorded by a court reporter. Subsequently a transcript of the proceedings will be available. If you wish to have a copy of the transcript, for which there is a charge, kindly notify the reporter.

6. In order to aid the construction of a proper record, it is requested that witnesses observe the following rules:

   a. Only one person shall be allowed to address the hearing at one time.

   b. All answers must be verbalized. The court reporter cannot record gestures or the nodding of a head.

   c. All technical terms and proper names should be spelled for the benefit of the court reporter.

7. It should be noted that anyone who desires to submit a written brief or other relevant materials bearing upon the rules as proposed may, within twenty days of the close of this hearing, submit to the Acting Chief Hearing Examiner for his consideration such materials. This right to submit written briefs or other materials is in addition to the right to make oral statements at this hearing.

8. Those present are advised that under Minn. Stat. § 10A.01, Subd. 11 (1974) any individual engaged for pay or other consideration for the purpose of representing persons or associations attempting to influence administrative action, such as the promulgation of these rules, must register with the State Ethics Commission as a lobbyist within five days of the commencement of such activity by the individual.

L & I Ex 6
12/2/75 RKH

STATE OF MINNESOTA
COUNTY OF RAMSEY

BEFORE E. I. MALONE, COMMISSIONER
DEPARTMENT OF LABOR AND INDUSTRY

In the Matter of the Proposed Adoption of Rules of the Department of Labor and Industry Governing Smoking in Factories, Warehouses, and Similar Places of Work.

AFFIDAVIT OF JUDITH A. PINKE

JUDITH A. PINKE, being duly sworn on oath deposes and says:

1) That she is an employee of the Administrative Services Division of the State of Minnesota and is on special assignment to the Commissioner of the Department of Labor and Industry.

2) That part of her duties relate to the promulgation of proposed rules pertaining to Smoking in Factories, Warehouses, and Similar Places of Work.

3) That on behalf of the Department of Labor and Industry, on numerous occasions, she participated in consultation meetings with officials of the Department of Health regarding rules to be promulgated pursuant to the Minnesota Clean Indoor Air Act.

4) That on July 29, 1975, she attended a meeting and consulted with Ellen Fifer, Assistant Commissioner, Minnesota Department of Health, Sidney Finkelstein, an employee of that Department, and four additional officials of the Department of Health who were involved with the promulgation of rules pursuant to the Clean Indoor Air Act.

5) That on August 7, 1975, she consulted with Kent Peterson of the Department of Health and Terry O'Brien, Special Assistant Attorney General assigned to the Department of Health for the purpose of discussing proposed rules. Accompanying her was Raymond O. Adel, Deputy Commissioner, Department of Labor and Industry.

6) That on August 15, 1975, she and Raymond O. Adel consulted with Kent Peterson and Sidney Finkelstein of the Department of Health for the purpose of discussing the promulgation of rules.

7) That on October 6, 1975, she and Jon K. Murphy, Special Assistant Attorney General assigned to the Department of Labor and Industry consulted with Kent Peterson and Terry O'Brien for the purpose of discussing proposed rules relating to the Clean Indoor Air Act.

8) That the Department's proposed rules relating to smoking in factories, warehouses, and similar places of employment were drafted in accordance with the consultations which occurred as specified herein above.

Further affiant sayeth not.

Judith A. Pinke
JUDITH A. PINKE

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

Elizabeth J. Miller
Notary Public

ELIZABETH J. MILLER
Notary Public, Ramsey County, Minn.
My Commission Expires Feb. 23, 1976

L AI Ex 4
12/2/75 RKH.

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE E. I. MALONE, COMMISSIONER

DEPARTMENT OF LABOR AND INDUSTRY

In the matter of the Proposed Adoption of Rules of the Department of Labor and Industry Governing Smoking in Factories, Warehouses, and Similar Places of Work.

AFFIDAVIT OF
JUDITH A. PINKE

Judith A. Pinke, being duly sworn on oath, deposes and says:

1) That she is an employee of the Administrative Services Division of the State of Minnesota.

2) That on the 28th day of October, 1975, she went to the Secretary of State's office for the State of Minnesota and requested a current list of all representatives of associations or 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 28th day of October, 1975, in response to the above request, the Secretary of State provided her with such a list, a copy of which is attached hereto and incorporated by reference.

Further affiant sayeth not.

Judith A. Pinke

Subscribed and sworn to before me this 4th day of December, 1975.

Jean Sites
Notary Public

JEAN SITES
NOTARY PUBLIC - MINNESOTA
DAKOTA COUNTY
My Comm. Expires May 28, 1981

STATE OF MINNESOTA

COUNTY OF RAMSEY

In the matter of the Proposed Adoption of Rules of Labor Industry Division Governing Safety

CERTIFICATE

I hereby certify that the attached 44 1/2 sheets enclosed and constitute the complete list of persons, associations, and other interested groups who as of 2:45 o'clock P.M., this 27th day of October, 1975, have requested pursuant to M.S. 1974, 15.0421, 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 Gail Krause

CAIRNS JOHN A
47TH FLR IDS CENTER
MPLS MN
55402

CARLSON CARL L
7516 80TH ST S
COTTAGE GROVE MN
55016

CENTRAL BUSINESS DATA
BENSON RADIO ARCADE BLD
BENSON MN
56215

CENTRAL MN REGIONAL DEV C
1139 FRANKLIN AVE
SAUK RAPIDS MN
56379

CHERCHES CHRIS CITY MGR
5005 MTKA BLVD
ST LOUIS PARK MN
55416

CHRISTIAN SCI COMM ON PUB
1821 UNIV AVE SUITE 271
ST PAUL MN
55104

CITY CLERK
386 CITY HALL
ST PAUL MN
55102

CITIZENS LEAGUE
530 SYNDICATE BLDG
MPLS MN
55402

COLEMAN NICHOLAS D
700 LINWOOD AVE
ST PAUL MN
55105

COLLIN LAURENCE
RT 2
ISANTI MN
55040

CONSUMER SERVICES DEPT COMM
5TH FLR METRO SQ BLDG
ST PAUL MN
55101

COUNTY ATTYS COUNCIL
95 SHERBURNE AVE S203
ST PAUL MN
55103

CROW WING CO PLANNING & ADV
COURT HOUSE
BRAINERD MN
56401

CUSHMAN J S DAYTON HUDSON
700 NICOLLET MALL
MPLS MN
55402

DANKERS, KENNETH
1200 WEST FOURTH STREET
RED WING MN
55066

DANIELSON RODNEY L
418 AUDITORIUM
ST PAUL MN
55102

DICKINSON MRS JOANNE
BOX 1065
MARSHALL MN
56258

DIEHL JOHN
26 KENWOOD PKWY
ST PAUL MN
55105

DOUGLASS BELL
525 OSBORN BLDG
ST PAUL MN
55102

DOW CHEMICAL
47 BLDG
MIDLAND MI
48640

DUNN OLIVER PLUMBERS LOC 15
708 SO 10TH ST
MPLS MN
55404

DZUGAN KEN ST PAUL PLANNI
421 WABASHA ST
ST PAUL MN
55102

ELDER DR JAMES B
11140 WASHBURN AVE SO
BLOOMINGTON MN
55431

ELDRED R W ARMOUR & CO
UNION STOCK YARDS
SO ST PAUL MN
55075

ENNIS A F BOISE CASCADE
PO BOX 713
INTL FALLS MN
56649

ENV SERV-GEN RESOURCE COR
6340 INDUSTRIAL DR
HOPKINS MN
55343

ESSE KENNETH
4801 W 50TH ST
EDINA MN
55424

ETHICS COMM
RM 410 STATE OFF BLDG
ST PAUL MN
55155

EWALD DOUGLAS MINN HOSP ASSN
2333 UNIV AVE SE
MPLS MN
55414

EWING MRS WM
42 ASTAR RD
BABBITT MN
55706

FARMERS ELEVATOR ASSN
852 GRAIN EXCH BLDG
MPLS MN
55415

FARRELL FRANK BUR NOR
RM 1180 176 E 5TH ST
ST PAUL MN
55101

FINNEGAN J.R.
55 E. 4TH
ST.PAUL MN
55101

FLADLAND CLINTON MN L&P B
796 RAYMOND AVE
ST PAUL MN
55114

FORBES GORDON MINN RRS ASSN
203 HANOVER 480 CEDAR
ST PAUL MN
55101

FORSBERG AGR SERV
518 SUMMIT AVE
NEW ULM MN
56073

FREDIN CONRAD M
811 FIRST NATL BK BLDG
DULUTH MN
55802

FREDRIKSON BYRON ET AL
47TH FLR IDS CENTER M
PLS MN
55402

GALVIN M J JR
W2162 1ST NATL BK BLDG
ST PAUL MN
55101

GEO A HORMEL & CO LAW DEPT
PO BOX 800
AUSTIN MN
55912

GEORGE K GRANSE CO
1477 SELBY AVE
ST PAUL MN
55104

GLEN. HILLS HOSP.R.VAN HAUER
3901 GOLDEN VALLEY RD.
MPLS. MN
55422

GODIN RALPH J
3824 47TH AVE SO
MPLS MN
55406

GREATER MET AREA HOSPITALITY
5152 CEDAR AVE S
MPLS MN
55417

GREEN DEL CITY MGR
BLOOMINGTON CITY HALL
BLOOMINGTON MN
55431

GUSTAFSON DAN-LABOR TEMPLE
312 CENTRAL
MPLS MN
55414

GUSTAFSON WALLACE
BOX 567
WILLMAR MN
56201

HANFT PHILIP M
1200 ALWORTH BLDG
DULUTH MN
55802

HANSON ETHEL
2813 85TH AVE N
MPLS MN
55444

HALLBERG LEE & MCCABE
4927 34TH AVE S
MPLS MN
55417

HAUN DR J W GEN MILLS
PO BOX 1113
MPLS MN
55440

HENTHORN GARY WOODSTOCK
7365 LANDAU DR
BLOOMINGTON MN
55438

HEIM PAUL
1320 SOO LINE BLDG
MPLS MN
55402

HILL JIM ASSOC.MILK PROD.
7850 METRO PARKWAY
MINNEAPOLIS MN
55420

HOLMES EUSTIS ET AL
4610 IDS CENTER
MPLS MN
55402

HOUSE APPROPRIATIONS COMM
RM 109 STATE CAPITOL
ST PAUL MN
55101

HULTMAN WARREN R
C/O BARBAROSSA R3
OSSEO MN
55369

HYLAND DEAN
1501 W 50TH ST
MPLS MN
55419

INGVALSON VERN MN.FARM BUR.
3110 WOODDALE DR PO 337
OST PAUL MN
55165

IVERSON DR JOS DEPT ED
ST OLAF COLLEGE
NORTHFIELD MN
55057

JAIN NIRMAL ENIV PROCESS
1220 GLENWOOD AVE
MPLS MN
55405

JOHNSON CLARENCE IBEW LU 292
3615 37TH AVE S
MPLS MN
55406

KEENAN RICHARD J
4444 IDS BLDG
MPLS MN
55402

HART PATRICK V
112 E LIBERTY BOX 3271
MANKATO MN
56001

HEINTZ MARY ELLEN
PO BOX 599
CINCINNATI OH
45201

HINRICHSEN PATRICK
MANKATO FREE PRESS
MANKATO MN
56001

HOPKINS WM.B. DIR.MISCCA
3915 GOLDEN VALLEY ROAD
GOLDEN VALLEY MN
55422

HOUSE ED STANDING SUB COM
RM 109 STATE CAPITOL
ST PAUL MN
55101

HUMAN RIGHTS
200 CAPITOL SQ BLDG
ST PAUL MN
55101

INS FED OF MINN
902 SOO LINE BLDG
MPLS MN
55402

IZAAK WALTON LEAGUE MN DI
106 TIMES BLDG 57 S 4TH
MPLS MN
55401

JENOS INC
525 LAKE AVE SO
DULUTH MN
55801

JOHNSON LEROY
9939 BLUEBIRD ST NW
COON RAPIDS MN
55433

KABLE RICHARD W

BETHEL MN
55006

KEILY DANILE
3549 V2 PLEASANT AVE
MPLS MN
55408

KLUZ STEVEN J
1910 1ST NATL BK BLDG
MPLS MN
55402

KNOPP TIMOTHY
COLLEGE FORESTRY U OF M
ST PAUL MN
55108

KNUDSON ROBT
4375 BROWNDALE AVE
MPLS MN
55424

KOLLER MR & MRS ERWIN A
1568 DULUTH ST
ST PAUL MN
55108

KRONLOKKEN J E
10048 NORD RD
BLOOMINGTON MN
55437

LANGVIN DAVID
7500 80TH ST S
COTTAGE GROVE MN
55016

LANSING & OAKES
400 SIBLEY ST
ST PAUL MN
55101

LARSON HANS P DIV HOSP SERV
717 DELAWARE ST SE
MPLS MN
55440

LEAGUE MN MUNIC
300 HANOVER 480 CEDAR
ST PAUL MN
55101

LINDALL & JONATHAN DEVELOP.
VILLAGE ONE CENTER
CHASKA MN
55318

LOCKNER GARY
R R 1 BOX 23
BAUDETTE MN
56623

LYNCH DONALD SIBLEY CO
184 E 6TH ST
ST PAUL MN
55102

MCKIBBON MRS SHIRLEY
11 EVERGREEN LN
BABBITT MN
55706

MCLELLAN LARKIN
215 ADM BLDG ST CAPITOL
ST PAUL MN
55101

MANKATO STAT STUDENT SENATE
CENTENNIAL STUDENT UN
MANKATO MN
56001

MANKATO STATE STUDENT AS
BOX 58 MANKATO COLLEGE
MANKATO MN
56001

MAUL WARREN E
320 S 4TH ST
MPLS MN
55415

MAYO FOUNDATION G ORWOLL
200 FIRST AVE NW
ROCHESTER MN
55901

MERRITT GRANT POLLUTION CONT
1935 W CO RD 32
ROSEVILLE MN
55113

MET TFR MEN ASSN A ROSENT
1821 UNIV AVE
ST PAUL MN
55104

MILLER RICHARD A
1020 PLYMOUTH BLDG
MPLS MN
55402

MILLER TOM
2311 PILLSBURY AVE S
MPLS MN
55404

MPLS STAR PRESS ROOM
STATE CAPITOL
ST PAUL MN
55101

MPLS TRIBUNE CITY DESK
425 PORTLAND AVE
MPLS MN
55415

MINN APT ASSN
GRIGGS-MIDWAY BLDG
ST PAUL MN
55104

MINN ASSN COOPERATIVES
55 SHERBURNE AVE
ST PAUL MN
55103

MINN AUTOMOBILE DEALERS ASSN
GRIGGS MIDWAY BLDG
ST PAUL MN
55104

MINN DEPT HEALTH J C MCKASY
717 DELAWARE S E
MPLS MN
55440

MINN FARMERS UNION PRES OFF
1275 UNIV AVE
ST PAUL MN
55104

MINN HOUSING INST N T CARTER
7801 METRO PKWY
MPLS MN
55420

MINNE MINE CREDIT UNION
3000 HUDSON PK S 100
ST PAUL MN
55119

MN REP STATE CENTRAL COMM
555 WABASHA AVE
ST PAUL MN
55102

MINN SOCIETY ARCHITECTS AIA
NW NATL BK BLDG
ST PAUL MN
55101

MINN STATE CAPITOL EMP UNION
PO BOX 3215
ST PAUL MN
55165

MINN TBR PRODUCERS ASSN
200 CHRISTIE BLDG
DULUTH MN
55802

MINN-WISC BOUNDARY AREA COMM
600 2ND ST
HUDSON WI
54016

MCCNEY, MICHAEL A.
BOX 903, ST.JOHN'S UNIV
COLLEGEVILLE MN
56321

MN. ASN.COUNO H.D.PETERSO
480 CEDAR ST.
ST.PAUL MN
55101

MINN ASSN ELEC COOPERATIV
4901 W 77TH ST
MPLS MN
55435

MINN COMM FOR HANDICAPPED
METRO SQ 492 7TH & ROBT
ST PAUL MN
55101

MINN DENTAL HYGIENISTS
5041 YVONNE TERRACE
MPLS MN
55436

MINN FOOD RETAILERS ASSN
555 WABASHA
ST PAUL MN
55101

MINN HWYS MANAGEMENT SERV
407 HWY BLDG
ST PAUL MN
55101

MINN.MTR.TRANSP. .J.N.D
1821 UNIV.
ST.PAUL MN
55104

MINN RESTAURANT ASSN
2001 UNIVERSITY AVE.
ST PAUL MN 55
104

MINN SOC CERTIFIED PUB AC
1102 WESLEY TEMPLE BLDG
MPLS MN
55403

MINN STATE MED ASSN
375 JACKSON ST
ST PAUL MN
55101

MINN.TURKEY GROWERS ASSN
2383 UNIV AVE
ST PAUL MN
55114

MN PUB INT RESEARCH GROUP
3036 UNIV AVE SE
MPLS MN
55414

MORTON BUILDINGS INC
R #1
FOLEY MN
56329

MUELLER SHIRLEY A
787 W COTTAGE AVE
ST PAUL MN
55117

NATL COUNCIL JEWISH WOMEN
4330 CEDAR LK RD
MPLS MN
55416

NEDELL HAROLD - MEINEKE
6300 W LOOP S SUITE 200
BELLAIRE TX
77401

NIELSEN STOCK & BLACKBURN
415 730 BLDG
MPLS MN

NURSING HOME ADMRS BD EXAMRS
RM 340 717 DELAWARE SE
MPLS MN
55414

O'BRIEN J.DENNIS
1100 1ST NATL.BANK BLDG
MINNEAPOLIS MN
55402

OSTRUM DONALD E
PO BOX 33163
COON RAPIDS MN
55433

PAYNE COL ALVIN

DEGRAFF MN
56233

PFEIFER AND SHULTZ, INC
1433 UTICA AVE S
MPLS MN
55416

POPOVICH PETER S
314 MINN BLDG
ST PAUL MN
55101

POSS DONALD G
6301 SHINGLE CREEK PKWY
BROCKLYN CTR MN
55430

PULSCHER RBT SPRINGSTED INC
813 OSBORN BLDG
ST PAUL MN
55102

RANALLO CLARENCE
800 CENTRAL AVE N E
MPLS MN
55413

NATL FAMILY INS CO
2147 UNIV AVE
ST PAUL MN
55114

NEREN MADONNA
376 NEAL AVE S
AFTON MN
55001

NO SUB MONTESSORI-S SADDL
2487 HELEN COURT
NO ST PAUL MN
55109

NUTTER JULIA
743 W MONTANA
ST PAUL MN
55117

OFFICE OF THE GOVERNOR
130 STATE CAPITOL
ST PAUL MN
55101

OTTER TAIL POWER CO.
215 S. CASCADE ST.
FERGUS FALLS MN
56537

PAYNE WM B
2400 FIRST NATL BK BLDG
MPLS MN
55402

PHAR MFGRS ASSN WM D PATT
1155 15TH ST NW
WASHINGTON DC DC
20005

PORTER LYLE O

TRACY MN
56175

POYZER ROBT
BOX 675
FERGUS FALLS MN
56357

RAMSEY CO MEDICAL SOCIETY
1500 LOWRY MEDICAL BLDG
ST PAUL MN
55102

RED OWL STORES INC
215 E EXCELSIOR AVE
HOPKINS MN
55343

REID DAVID H
5633 WASHBURN AVE S
MPLS MN
55410

RENQUIST ARTHUR NSP CO
414 NICOLLET MALL
MPLS MN
55401

RICHARDSON THOS
7851 METRO PKWY S 103
MPLS MN
55420

ROBBIE JOSEPH
904 CARGILL BLDG NO CTR
MPLS MN
55402

ROBERTS DAVID E
1260 NW NATL BK BLDG
ST PAUL MN
55101

SAN SIMEON DEVELOP CORP
OLD 1ST STATE BK BLDG
PAYNESVILLE MN

SAX COVE & STENSON
310 ENDICOTT BLDG
ST PAUL MN
55101

ST PAUL ASSN PLBG HTG MEC
614 AM NATL BK
ST PAUL MN

SCARBOROUGH WILLIAM
DIV.ED. U.M.
MORRIS MN
56267

SCHLICHT REV ROBT
611 W MAIN ST
BELLE PLAINE MN
56011

SCHMIDT LARRY WCCO-TV NEWS
50 S 9TH ST
MPLS MN
55402

SCHNEIDER MAHLON
GREEN GIANT
LESUEUR MN
56058

SCHWERMAN EARL JR
1535 8TH AVE SE
ROCHESTER MN
55901

SCHWINN ROBT.P.
1400 SOO LINE BLDG.
MPLS. MN
55402

SENATE COUN OFF ROOM 24
STATE CAPITOL
ST PAUL MN
55101

SENATE FINANCE COMMITTEE
113 STATE CAPITOL
ST PAUL MN
55101

SHARP BOB
4125 HIGHWOOD RD
ST LOUIS PK MN
55416

SHAW ROBERT M
616 MOBIL OIL BLDG
MPLS MN
55402

SLOCUM CHARLES A
1203 IDS TOWER
MPLS MN
55402

SMERIKA WM.
BOISE CASCADE PAPERS
INTL FALLS MN
56649

SNYDER ROBERT W
248 CO B U OF M
ST PAUL MN
55101

SODERBERG HAROLD J
1500 MIDWEST PLAZA BLDG
MPLS MN
55402

STATE BD.BARBER EXAMINERS
555 WABASHA
ST PAUL MN
55102

STATE BD VETERINARY EXAMI
C/O DR A C SPANNAUS DVM
WACONIA MN

ALLENDORF MARSHALL
220 GRAIN EX 400 S 4TH
MPLS MN
55415

ALTMAN MILTON H
707 DEGREE OF HONOR BLD
ST PAUL MN
55101

ANCHOR BLOCK COMPANY
PO BOX 3360
ST PAUL MN
55165

ANDERSON GRAHAM
951 E HENN
MPLS MN
55414

ANDERSON JAMES
7703 NORMANDALE RD
MPLS MN
55435

ANDERSON STANFORD P
14600 MINNETONKA BLVD
MINNETONKA MN
55343

ARROWHEAD REGIONAL DEV COMM
900 ALWORTH BLDG
DULUTH MN
55802

ARVER JOHN A
2467 COHANCY
ST PAUL MN
55113

ASSOCIATED INDUST OF MPLS
NATIONAL BLDG
MPLS MN
55402

ASSN OF MINN COUNTIES
55 SHERBURNE AVE #203
ST PAUL MN
55103

BABCOCK LOCHER NELSON ET
118 E MAIN ST
ANOKA MN
55303

BARTHOLOW HAROLD E FIRE CHF
2600 109 AVE N W
CCON RAPIDS MN
55433

BECK PAT
953 HYACINTH AVE
ST PAUL MN
55106

BEMIDJI STATE COLLEGE
PLACEMENT BUR.J.C.BRADY
BEMIDJI MN
56601

BENSONI PETER USW OF AM
609 PROVIDENCE BLDG.
DULUTH MN

BEST FLANAGAN ET AL
4040 IDS CENTER
MPLS MN
55402

BEUTEL ROBERT
2200 SILVER LAKE RD
NEW BRIGHTON MN
55112

BREHL JAMES W
332 HAMM BLDG
ST PAUL MN
55102

BRIGGS & MORGAN - B F FRI
2200 W 1ST NATL BK BLDG
ST PAUL MN
55101

BROCKS WILLIAM F JR
854 MIDLAND BK BLDG
MPLS MN
55401

BROWN D M GOODRIDGE PUB S
IND DIST #561
GOODRIDGE MN
56725

BRUNING C.R.DEPT.CLINIC.EXP.
BURTON HALL
MPLS. MN
55455

BUCHHOLTZ CHARLES
5044 BRENT AVE E
INV GRV HTS MN
55075

BUR NATL AFFAIRS INC
1231 25TH ST NW
WASHINGTON DC
20037

BUSCH NOEL
3131 FERNBROOK LANE N
MPLS MN
55441

STD AM LIFE & ANNUITY CO
3801 W 50TH ST
MPLS MN
55410

STEELWORKERS CREDIT UNION
BOX 250
BABBITT MN
55706

STUPKA & MOREM
MIDTOWN BLDG
AUSTIN MN
55912

SULLIVAN J KIRK
PO BOX 2005
BOISE ID
83701

SWANSON BURT E
W-2162 1ST NATL BK BLDG
ST PAUL MN
55101

SWANSON DALE
P O BOX 335
FOREST LAKE MN
55025

TATE VERN 3M CO
3M CENTER 220/6W
ST PAUL MN
55101

TIMESAVERS INC ATT R S VOLD
5270 HANSON COURT
MPLS MN
55422

TOLOFF ROSS & CO K H STOCKE
780 NORTHSTAR CNTR
MPLS MN
55402

UNION STOCK YARDS
ATTN PRES
SO ST PAUL MN
55075

VAN EVERA MUNDT ET AL
700 TORREY BLDG
DULUTH MN
55802

VERRILL JOHN E
DEPT SECONDARY ED UOF M
DULUTH MN
55812

VOSS REV GORDON O
11120 NE 7TH ST
BLAINE MN
55434

VOS LEROY
2137 BURNS AVE
ST PAUL MN
55119

WALIGORA ROBERT
3228 SO 17TH AVE
MPLS MN
55407

WALTERS THOS H
4510 W 77TH ST STE 235
MPLS MN
55435

WELLINGTON R R SKELLY OIL
PO BOX 1650
TULSA OK
75102

WESTIN CHAS W
220 MEDICAL ARTS BLDG
DULUTH MN
55802

WILCOX J PATRICK
1220 NORTHERN FED BLDG
ST PAUL MN
55102

WM.MITCHEL COLLEGE LAW LIB.
2100 SUMMIT AVE.
ST.PAUL MN
55105

WIS FEEDER PIG MARKET CO-OP

FRANCIS CREEK WI

WOLKERSTORFER THEODORE
676 17TH AVE NW
NEW BRIGHTON MN
55112

RAUENHORST CORP-C ANDERSON
7900 XERXES S. S-2200
MPLS MN
55431

REAGAN MICHAEL
9 MINN LEARNING CTR
BRAINERD MN
56401

REINO O LAINE 3M COMPANY
3M CENTER
ST PAUL MN
55101

RENNER R.H. ST PAUL AREA CC
300 OSBORN BLDG.
ST PAUL MN
55102

RICHARDS MONTGOMERY ET AL
1430 RAND TOWER
MPLS MN
55402

RICE DAVID
175 AURORA
ST PAUL MN
55103

ROSS ALFRED
6356 WARE RD
LINO LAKES MN
55014

RUDY FLOYD
118 AVE C
CLOQUET MN
55720

SANFORD S M
7000 PORTLAND AVE
RICHFIELD MN
55423

SATHRE, HARVEY
375 MARION STREET
ST PAUL MN
55103

ST PAUL BUR HLTH DR P COX
555 CEDAR ST
ST PAUL MN
55101

ST PAUL FOOD RETAILERS ASSN
1220 ARCADE
ST PAUL MN
55106

SCHMIDT D R MN ASSN REALTORS
6101 WAYZATA BLVD
MPLS MN
55416

SCHMIDT H W TCHRS RETIREMENT
302 CAPITOL SQ BLDG
ST PAUL MN
55101

SCHUTZ LINDA
RM 328 CAPITOL BLDG
ST PAUL MN
55155

SCHWARTAU NEAL METH HOSP
201 W CENTER ST
ROCHESTER MN
55901

SCHNEIDER & NEESER
706 1ST ST SO PO BX 876
WILLMAR MN
56201

SCHROEDER ALFRED H
2172 CARROLL AVE
ST PAUL MN
55104

SENATE GOV OP COMM
RM 303 STATE CAPITOL
ST PAUL MN
55155

SHEATURA EUGENE H
2833 LAKE AVE SO
DULUTH MN
55811

SHELL OIL CO. W.A. ROQUET
ONE SHELL PLAZA BX 2463
HOUSTON TX
77001

SITE ENGINEERS INC
900 REDWELL LANE
APPLE VALLEY MN
55124

SMITH MICHAEL
1423 NEWTON AVE N
MPLS MN
55411

SNELL LYN
BOX 314
EDEN VALLEY MN
55329

SODERMAN ANTHONY
152 S PLAZA BLDG
MPLS MN
55416

STANSFIELD ARLENE LAND CLKS
PO BOX 116
MPLS MN
55440

MPIRG
BOX 45 ST MARYS COLLEGE
WINONA MN
55987

NASS GEO V HENN CO GEN HOSP
5TH AND PORTLAND AVE
MPLS MN
55415

NAT'L SOLID WASTES-R. GRASSO
1730 RHODE ISLAND AV.NW
WASHINGTON DC
20036

NESBITT JOHN
7851 METRO PKWY S 118
MPLS MN
55420

NORTH CENTRAL ELEC ASSN
PO BOX 202
BATTLE LAKE MN
56515

NW BELL TEL CO LEGAL DEPT
224 S 5TH ST RM 2000
MPLS MN
55402

OLD COLONY GAS & OIL COMPANY
17TH AVE N AT 2ND ST
MPLS MN
55411

PETERSON JOHN W
510 NW BK BLDG
ST PAUL MN
55101

PHILLIPS LEGISLATIVE SERVICE
459 RICE ST
ST PAUL MN
55103

PORT AUTH CITY OF ST PAUL
330 MINNESOTA BLDG
ST PAUL MN
55101

PRAUSE JOS.C.
2220 105TH AVE.N.W.
COON RAPIDS MN
55433

NICK T[illegible] R
180 STATE OFF BLDG
ST PAUL MN
55155

NATL CAR RENTAL ATT D MITZEL
5501 GREEN VALLEY DR
MPLS MN
55437

NCEC INC C/O DR DAHLBERG
CONCORDIA COLLEGE
MOORHEAD MN
56560

NELMAN RALPH W
RT 2 BOX 125
EMBARRASS MN
55732

NW COUNTRY ELEVATOR ASSN
802 GRAIN EXCH BLDG
MPLS MN
55415

NYQUIST DEAN A
3707 53RD PL N
BROOKLYN CTR MN
55429

OLOFSON ARTHUR M&O & MAINE
927 SOO LINE BLDG
MPLS MN
55402

PATTISON ORVIS
BOX 645
WILLMAR MN
56201

PETERSON GARY
854 MIDLAND BK BLDG
MPLS MN
55401

PINNETTI NICK M HALEY & ASS.
40 CENTRAL PARK S
NEW YORK NY
10019

PORTER DAVID
3212 LONGFELLOW AVE S
MPLS MN
55407

PROCTOR&GAMBLE L THECHARCUS
IVORYDALE TECH CENTER
CINCINNATI OH
45217

RADMAN RICHARD-LABOR TEMPLE
418 AUDITORIUM
ST PAUL MN
55102

MIDLAND GLASS-RD SPURLING
PO BOX 69
SHAKOPEE MN
55379

MINN AFL-CIO, L J LA SHOMB
414 AUDITORIUM ST
ST PAUL MN
55102

MINN. ASSN. PET RETAILERS
1115 2ND AVE. SO.
MINNEAPOLIS MN
55403

MINN COMMUNITY DEVELOP SERV
512 ROSSMOR BLDG
ST PAUL MN
55101

MINN ELECTRICAL ASSN INC
525 SO 7TH
MPLS MN
55415

MINN HEREFORD-LJ SCHAFER

BUFFALO LAKE MN
55314

MINN LAND USE COMMITTEE
4344 IDS CENTER
MPLS MN
55402

MINN PETROLEUM COUNCIL
1020 NORTHERN FED BLDG
ST PAUL MN
55102

MINN RETAIL FEDERATION
7600 PARKLAWN STE 457
MPLS MN
55435

MINN STATE BAR ASSN
100 MINN FED BLDG
MPLS MN
55402

MINN STATE RETIREMENT SYSTEM
529 JACKSON ST
ST PAUL MN
55101

MINN VETERANS MED ASSN
2175 W HWY 36
ROSEVILLE MN
55113

MOFFITT R C
RM 301 M MPLS CITYHALL
MPLS MN
55415

MILLER PAUL J PHARMACY SERV
ST MARYS HOSP
ROCHESTER MN
55901

MINN ASPHALT PAVEMENT ASSN
555 WABASHA RM 209
ST PAUL MN
55102

MINN ASSN WATERSHED DIST'S

ADA MN
56510

MINN COUNCIL STATE EMP NO 6
475 RICE ST
ST PAUL MN
55103

MINN ENV LAW INST INC
PO BOX 15076 COMM STA
MPLS MN
55415

MINN. HOTEL & MTR. ASSN
2001 UNIVERSITY AVE
ST PAUL MN

MINN LP GAS ASSN
7515 WAYZATA BLVD 106
MPLS MN
55426

MINN POULTRY & HATCHERY ASSN
BOX 158
MADELIA MN
56062

MINN RETAIL HARDWARE ASSN
3033 EXCELSIOR BLVD 313
MPLS MN
55416

MINN STATE BD PHARMACY
717 DELAWARE ST SE #351
MPLS MN
55414

MINN TEAMSTERS CREDIT UNION
2021 HENN AVE E
MPLS MN
55413

MINN WATER RESOURCES BD
RM 206 555 WABASHA ST
ST PAUL MN
55102

MOOR R BLOOMINGTON HLTH DEPT
10200 PENN SO
BLOOMINGTON MN
55431

KIMBALL ROBERT
647 CAPITOL SQ BLDG
ST PAUL MN
55101

KNUTSON DR KEITH, BIOLOGY DPT
ST CLOUD STATE
ST CLOUD MN
56301

KOPP MRS VERNON
2050 65TH ST E
INVER GR HGHT MN
55075

LAKE SUPERIOR INDUSTRIAL BUR
828 FIRST AM. BK. BLDG.
DULUTH MN
55802

LAPP LAZAR LAURIE ET AL
1200 BUILDERS EXCHANGE
MINNEAPOLIS MN
55402

LEAGUE WOMEN VOTERS OF MINN
555 WABASHA
ST PAUL MN
55102

LOOS CALVIN J
6809 LYNDALE AVE SO
MPLS MN
55423

MCDONALD PHILIP M
2077 SELBY AVE
ST PAUL MN
55104

MANTHEY T J PICKANDS MATHER
1100 SUPERIOR AVE
CLEVELAND OH
44114

MECCA
867 GRAND AVE
ST PAUL MN
55105

METROPOLITAN COUNCIL LIBRARY
300 METRO SQUARE
ST PAUL MN
55155

MPLS CHAMBER COMM TRANSP DPT
15 S 5TH ST
MPLS MN
55402

KLOSTER MARION PEAVEY CO
730 2ND AVE S
MPLS MN
55402

KNUTSON R N GRANNIS ETAL
F J SCHULT BLDG
ST ST PAUL MN
55075

KRAMER ERNEST W
717 DELAWARE ST SE
MPLS MN
55440

LANAHAN E F - SIBLEY CO
184 E 6TH ST
ST PAUL MN
55101

LARSON C L
3800 MINNEHAHA AVE SO
MPLS MN
55406

LIBBEY LEONARD
BOX 17011 NOKOMIS STA
MPLS MN
55417

LOWE DOUG
2701 N LEXINGTON AVE
ROSEVILLE MN
55113

MCFADDEN G H DISPATCH-PRESS
55 E 4TH ST
ST PAUL MN
55101

MALONE E I COMM LABOR & INDU
444 LAFAYETTE RD 5TH FL
ST PAUL MN
55101

MASTOR & MATTSON LTD
315 PEAVEY BLDG
MPLS MN
55402

MEIEROTTO, JOAN
1794 SO LEXINGTON
ST PAUL MN
55118

MIDLAND GLASS- ED SPURLING
PO BOX 69
SHAKOPEE MN
55379

MPLS CITY ATTORNEY
325M CITY HALL
MPLS MN
55415

ALBERT, [redacted] CALDER CORP
366 JACKSON ST
ST PAUL MN
55101

AM CAMPING ASSN MRS LEACOCK
1235 BRIGHTON SQ
NEW BRIGHTON MN
55112

AM INST PROF GEOLOGISTS
2201 PRINCETON AVE
ST PAUL MN
55105

ANDERSON HERBERT
418 8TH ST. SO.
VIRGINIA MN
55792

ANDERSON HAROLD
BOX 3047
MANKATO MN
56001

ANTHONY DICK WDSM RADIO
230 E SUPR ST
DULUTH MN
55102

ARNOLD ROBERT MESPA
41 SHERBURNE
ST PAUL MN
55103

ASMUSSEN, DENNIS, MPIRG
3036 UNIV AVE SE
MPLS MN
55414

ASSOCIATED GEN CONTROF MN
48 E 8TH STREET
ST PAUL MN
55101

ASSN RESIDENCES FOR RETARDED
459 RICE SUITE 301
ST PAUL MN
55103

AUTOMOBILE MFRS ASSN INC
55 SHERBURNE AVE
ST PAUL MN
55103

BADALICH JOHN P
2025 THOMPSON AVE
SO ST PAUL MN
55075

BARRETT FRED
ST LOUIS CO COURT HOUSE
DULUTH MN

BECKLIN ROBERT C
447 N W 4TH
CAMBRIDGE MN
55008

BEECHER EVERETT
10 10 1ST ST SO
HOPKINS MN

BERGERUD ALF
300 ROANOKE BLDG
MPLS MN
55402

BERGSETH THOMAS
1011 NICOLLET MALL
MPLS MN
55403

BLOOMQUIST BARRY L

NORTH BRANCH MN
55056

BLOOMINGTON CITY CLERK
2215 W OLD SHAKOPEE RD
BLOOMINGTON MN
55431

BRIGHAM E M III
RR4
RED WING MN
55066

BROEKER JOHN
2850METRO DR. SUITE 504
BLOOMINGTON MN
55420

BROWN H C
4961 KINGSBERRY LANE
MINNETONKA MN
55343

BRUBACHER RICHARD COMM ADM
208 ADM BLDG
ST PAUL MN
55101

BURGER ALBERT
600 DEGREE OF HONOR BLD
ST PAUL MN
55101

BUR.ENGR.IND.DIV. MR.KIBIGER
219 N. 2ND ST.
MPLS. MN

CA[illegible]LTH
730 E 38TH ST
MPLS MN
55407

CARLSON VERNE E
BOX 755 CITY HALL
WILLMAR MN
56201

CARRISON DALE K
MANKATO STATE COLLEGE
MANKATO MN
56001

CHAMBER OF COMMERCE
30 SO 1ST AVE EAST
ELY MN
55731

CHAMBERLAIN JOHN L
PO BOX 241
MPLS MN
55440

CHRISTIANSEN FREDRIK
RM 505 CAPITOL SQ BLDG
ST PAUL MN
55155

CHRYSALIS CENTER FOR WOMEN
2104 STEVENS AVE S
MPLS MN
55404

CLARKSON J.B.
2350 I.D.S. CENTER
MINNEAPOLIS MN
55402

CLAUSEN PHILLIP
2307 STANDISH ST
ST PAUL MN
55108

COMMUNITY DESIGN CENTER
118 E 26TH ST
MPLS MN
55404

CONCORDIA COLLEGE
DEAN
MOORHEAD MN
56560

COX AND KING
600 BUILDERS EXCH
MPLS MN
55402

CRAVEN NORMAN
10637 THOMAS AVE S
BLOOMINGTON MN
55431

DAILEY THOMAS ECONOMICS LAB
370 WABASHA ST
ST PAUL MN
55102

DAYTON CHAS SIERRA CLUB
800 MIDLAND BANK BLDG
MPLS MN
55401

DEVELOP DISABILITIES PROGRAM
STATE PLAN 101 CAP SQ
ST PAUL MN
55155

DISPATCH PIONEER PRESS
PRESS RM STATE CAPITOL
ST PAUL MN
55101

DORSEY MARQUART
2400 1ST NATL BANK BLDG
MPLS MN
55402

DOYTON MAURICE, MET SEWER BD
350 METRO SQ BLDG
ST PAUL MN
55101

DUDLEY E F
RT 7 BOX 122
EXCELSIOR MN
55331

EBELING EDWARD H.
161 W. MAIN
PERHAM MN
56573

ELMER EDWIN W
2901 PLEASANT AVE
MPLS MN
55408

EMERICK RICHARD A
1999 IDS CENTER
MPLS MN
55402

HAYES,THOM[redacted] W
700 SELLWOOD BLG
DULUTH MN
55812

HARTFELDT WILL
434 HAMM BLDG
ST PAUL MN
55102

HEISENFELT WM
BOX 516
BEMIDJI MN
56601

HOLDAHL SCOTT
380 N BLDG GRAIN EXCH
MPLS MN
55415

HORNER WALDORF - KAZIUKEWICZ
PO BOX 3260
ST PAUL MN
55165

HOUSE RESEARCH
RM 17 STATE CAPITOL
ST PAUL MN
55155

HUNT JAMES P JR
11470 GALTIER DR
BURNSVILLE MN
55378

ILLINGWORTH ROBT C
6750 FRANCE AVE S
MPLS MN
55435

INTERSTATE POWER RW STEELE
1000 MAIN ST
DUBUQUE IA
52001

JENSEN CARL A
127 E MAIN ST
SLEEPY EYE MN
56085

JOHNSON M.D. FRUNDT & FRUNDT

BLUE EARTH MN
56013

KAVANEY RICHARD
1220 NORTHERN FED BLDG
ST PAUL MN
55102

[redacted] MANFORD C LARSON
717 DELAWARE ST SE
MPLS MN
55440

HEAD & TRUHN
1007 SOO LINE BLDG
MPLS MN
55402

HICHINGER-MARK PLANNING
421 WABASHA ST
ST PAUL MN
55102

HOLEY GEO AERONAUTICS
DOWNTOWN AIRPORT
ST PAUL MN
55107

HOLLE MELVIN
881 W HWY 96
SHOREVIEW MN
55112

HULSTRAND ANDERSON & LARSON
PO BOX 130
WILLMAR MN
56201

HUTCHISON R.M. ANOKA CO.COMP
COURT HOUSE
ANOKA MN
55303

INGEBRIGTSEN DR K H
23 SE 4TH ST
MPLS MN
55414

IUOE LOC 49 CHAS SWENSON
2580 UNIV AVE
ST PAUL MN
55101

JACKMAN DONALD G
4023 E LAKE ST
MPLS MN
55406

JOHNSON & SANDERSON
ST MARYS HOSPITAL
ROCHESTER MN
55901

JOHNSON LANCE J
265 S LAFAYETTE RD
ST PAUL MN
55107

KEABLE MIKE
505 6TH AVE N
ST CLOUD MN
56301

ERDMAN ROGER TENNANT CO
701 N LILAC DR
MPLS MN
55441

EVANS CHAS.L. PRENTICE-HALL
ENGELWOOD CLIFFS
NEW JERSEY

FELHABER R S
W 1ST NATL BANK BLDG
ST PAUL MN
55101

FLEMING FREDERICK A
1860 HIGHLAND PARKWAY
ST PAUL MN
55116

FOX W.E. LINDQUIST & VENNUM
4200 IDSCTR 80 S.8TH ST
MINNEAPOLIS MN
55402

FURLONG DR JOHN
RT 1
EOVEY MN
55709

GARDNER HDW - R A JOHNSON
515 WASHINGTON AVE N
MPLS MN
55401

GIEL DAVID
RM B-28 STATE CAPITOL
ST PAUL MN
55155

GRAHAM THOS H
854 MIDLAND BK BLDG
MPLS MN
55401

GREEN GARY J
41 SHERBURNE AVE
ST PAUL MN
55102

HAROLD J WESTIN CONSTRUCTORS
45 E 8TH ST
ST PAUL MN
55101

ERNEST K LEHMANN & ASSOC.
1409 WILLOW ST.
MPLS MN
55403

EVERETT JERRY NW PETRO ASSN
512 NICOLLET MALL RM917
MPLS MN
55402

FAEGRE & BENSON ATTN LIBR
1300 NW BANK BLDG
MPLS MN
55402

FINLEY JAMES F
920 MINN BLDG
ST PAUL MN
55101

FITZGERALD DR BOB
3007 LYNDALE AVE SO
MPLS MN
55408

FRANKLIN ROBERT B MPLS TRIB
426 PORTLAND
MPLS MN
55415

F W WOOLWORTH CO
3316 W 66TH ST
EDINA MN
55424

GEBERT K L
220 GRAIN EXCH
MPLS MN
55415

GLEESON MICHAEL
909 SOO SC BLDG U OF M
MPLS MN
55455

GRANATH MARVIN -HONEYWELL
2701 4TH AVE SO
MPLS MN
55408

GREEN JANET
5773 N SHORE DR
DULUTH MN
55804

H B FULLER CO
2400 KASOTA AVE
ST PAUL MN
55108

HARVEY MICHAEL
1350 W M HAHA PKWY
MPLS MN
55409

STENSLAND M.E. PR. MYMA
203 NW 22ND ST.
AUSTIN MN
55912

STOLPESTAD BROWN & SMITH
1550 NW BK BLDG
ST PAUL MN
55101

SUMMIT NATL BANK D L MORRILL
205 AURORA AVE
ST PAUL MN
55103

SUSSEL CO.ATTN:TED SCHWEN
1850 COMO AVE.
ST PAUL MN
55108

SWANSON GERALD H
212 CITY HALL
ROCHESTER MN
55901

SWEITZER R L HONEYWELL IN
2701 4TH AVE S
MPLS MN
55408

THOMPSON CONRAD
1107 23RD ST NW
ROCHESTER MN
55901

THOMPSON HESSIAN ET AL
1500 MIDWEST PLAZA BLDG
MPLS MN
55402

TWIN CITY RETAIL DRUGGIST AS
2388 UNIV AVE
ST PAUL MN
55104

VAN CLEVE JOHN H
2101 HENN AVE
MPLS MN
55405

VAN DRAKE STEPHEN R
BOX 353
PELICAN RAPID MN
56572

VILLAGE OF WOODBURY-F.STRONG
561 TOWER DRIVE
NEWPORT MN
55055

VOLDNESS PERRY
IDS 8TH & MARQUETTE
MPLS MN
55402

WALD JEAN
5746 SANDER DR
MPLS MN
55417

WANQUIST ALLEN
RM 252 FEDERAL BLDG
ST PAUL MN
55101

WELK G V NORTHERN STATES
414 NICOLLET MALL
MPLS MN
55401

WHITING RALPH
555 WABASHA SUITE 204
ST PAUL MN
55102

WHITLOCK A G
ECON LAB OSBORN BLDG
ST PAUL MN
55102

WILEY ENTERPRISES
101 5TH AVE SE
OSSEO MN
55369

WILSON R GARY PPG INDUST
1 GATEWAY CENTER
PITTSBURGH PA
15222

WOZNIAK D D
401 FIRST FED BLDG
ST PAUL MN
55101

WYANT CLINTON W ATTY

ATKIN MN
56431

DEPTS. HEALTH
LABOR & INDUSTRY

SMOKING REGULATION ONLY

Buchmeier, Jeanne, c/o Donaldson Co. Inc., PO Box299, Mpls.,Mn. 55440

Cmcoski, Nancy, 2147 Burns Ave., St.Paul, Mn. 55119

Dakota Co. Tribune, Gerry Drewry, Farmington, Mn. 55024

Davis, Ross, 3202 1st Ave. So., Mpls., Mn. 55408

Deits, Mrs. Loretta, 2025 Sheridan So., Mpls, Mn. 55405

Dorn, Warren, Sr., 4230 Webster Ave., St.Louis Park, Mn. 55416

Ellickson Sales & Marketing, Box 27041, Mpls, Mn. 55427

Galveg, Mirta, 122 Demont Ave. E. Apt. 256, St.Paul, Mn. 55117

Gydesen, Louis, Anchor Inn, 2400 Co.Rd. H2, Moundsview, Mn. 55112

Johnson, Mrs. Elaine, 6940 N. Willow Lane, Mpls, Mn. 55430

Klein, Sannee, 4070 Dodd Rd., Eagan, Mn. 55123

Krause, Shirley, 4143 Pillsbury Ave.,So., Mpls, Mn. 55409

Kuteczynski, Mary Jo, 614 Portland Ave., St.Paul, Mn. 55102

McAllister, Steve, 61 W. Little Canada Rd., Little Canada, Mn. 55117

McEvoy, Kathleen, 1013Arthur Ave., S.E., Mpls, Mn. 55414

Olson, David, 1009 29th Ave.,SE. Apt.A., Mpls, Mn. 55414

Rand, Roberta, 3442 Lyndale Ave.,No., Mpls, Mn. 55412

Ratliff, Gerald, 650-47½ Ave. N.E., Mpls, Mn. 55421

Rensch, Judy, 805 Como Ave., Apt. 9, St.Paul, Mn. 55103

Schleske, Earl & Mary, 530 5th St.,S.E., Mpls, Mn. 55414

Smith, Ross, 109 Northrop Auditorium, U. of M., Mpls, Mn. 55455

Sobey, Rita, 4367 Arden View Court, Arden Hills, Mn. 55113

Steinbicker, Bill, 1820 W. 76th St., Apt. 1C, Mpls., Mn. 55423

St.Paul Area Chamber of Commerce, Gov. Affairs Div., 300 Osborne Bldg., St.Paul, Mn. 55102

Tait, Michelle, 947 E. Como Blvd., St.Paul, Mn. 55103

Tall, Mark, Radio Sta. KTOE, Box 1420, Mankato, Mn. 56001

Thomas, Robert, Mpls. Convention & Tourism Comm., 15 S. 5th St., Mpls,Mn. 55402

Treptow, Richard, 2016 Oakview Lane, No., Plymouth, Mn. 55441

Tripp, Avery, Steitz Adv. Inc., 512 Nic. Mall, Mpls., Mn. 55402

Turner, Mrs. John M., Star Route Box 37, Silver Bay, Mn. 55614

Vick, Patrice, 10 Murphy Hall, U of M.,MPls, Mn. 55455

Vincent, Lorraine Mrs., PO Box 8674, White Beak Lake, Mn. 55110

Yoho, Carole, Room 317, Classroom Off. Bldg. U of M, St.Paul, Mn. 55103

LABOR AND INDUSTRY

ADA Bakery, 306 E. Main St., Ada, Minnesota 56510

Amerco, Attn: C. A. Clinger, 2727 N. Central Ave., Phoenix, Arizona 85004
Anderson, David M., Bethlehem Steel Corp., Room B-329, Bldg. A, Bethlehem, PA18016
Architectural Metal Assoc. of Minn., 4725 Excelsior Ave., Minneapolis 55416

Associates Corporate Services Company, Inc.,Attn:E.W.Reznik,1700 Mishawaka Ave., So. Bend, Indiana 46624
Arrington & Healy, 135 South La Salle St., Chicago, Illinois 60603

Architectural & Engineering Services, 525 Junction St., Winona 55987 (ONLY Wages & Hrs. for Women)
A. S. Mark & Son, Inc., Princeton

Ben Franklin, Store, Eleanor Benson, Sauk Center

Bose, Vilmar K., Ellerbe Arch., 333 Sibley St., St. Paul, Minnesota 55101
Branson, Lindley S., 300 Roanoke Bldg., Mpls. 55402
Burns & Enstad Accounting Service, P. O. Box 1, Hastings 55033

Canby Home Bakery, Canby, Minnesota
Caplan, Knowlton J., 5045 Maplewood Lane, Minnetonka, Minn. 55343
Carlton County Hwy Engineer & Carlton Co.Commissioners,Court House, Carlton 55718

Cassidy, Adrian C., N. W. Bell Telephone Co., 224 S. 5th St., Minneapolis 2

Chokio Cafe, Attn: Doris Olson, Chokio 56221

Cluett, Peabody & Co., Inc., Virginia, Minnesota

Colloton, J.Michael,Dayton Hudson Corp.,777 Nicollet Mall,10th Flr.,Mpls.,55402

Colonial Soda-Cafe,Attn: Mgr., 115 1st Ave., S. W., Rochester 55901

Conway, Kendell, 6221 Portland Ave., Richfield

C. R. Anthony Company, Attn:Dick Adams,P.O.Box 994,Oklahoma City, Okla. 73101 (ONLY Wages & Hrs. for Women)
Dept. Labor,Div.Research & Statistics, Sr.Librarian,80 Centre St., N.Y.13,N.Y.

Dew Drop Inn, Hoffman, Minnesota

Doidge, Chas. J., 309 E. Wyoming St., Redwood Falls, Minn. (Wage & Hr. Div.only)

Dorsey, John G., First National Bank Building, Minneapolis

Draper & Kramer, Attn: Stephen R. Hofstad,515 Marquette Ave., Mpls. 55402

Dudin, Donald, City Hall, Red Wing

Dueber, Thomas L., 1400 Peavey Bldg., 730 2nd Ave So., Mpls. 55402

Eagle Valley Coop. Oil Ass'n., Clarissa 56440
Eberle, Peter A., Senco Products, Inc., 8485 Broadwell Road, Cincinnati, Ohio 45244
E. F. Johnson Company, 299 10th Ave. S. W., Waseca 56093

Exquisite Cleaners, 811 E. 56th Street, Minneapolis 55417

Farmers Co-op Produce Association, Clarissa, Minnesota 56440

Goodwill Industries, Attn: J.M.Glendenning, 412 S. 3rd St., Mpls., 15

Habergarten, Charles, Farmers Union Central Exch.,P.O.Box G, St. Paul 55101

Hartford Steam Boiler Insp. and Ins. Co., Eng. Dept., Hartford, Conn.

Hawley, Lyle R., Graco, P. O. Box 1441, Minneapolis, Minnesota 55440

Higgins, J. C. Brotherhood Rwy. Clerks, 2317 W. 7th St., Duluth, Minnesota

Hill, Curt, Coordinator, Alexander Ramsey High School, Roseville, Minnesota

Isman, Catherine, Hi-Way Cafe, 300 N. Second Ave., Spring Valley 55975

Horsman, Glen, Tracy, Minnesota

Housnan, Mrs. Henry, Box 94, Jeffers 56145

Hudson, William C., Aitkin 56431

Int. Union of Operating Engineers, Local 34, 1043 Midland Bk. Bldg., Mpls.

Irene's Cafe, Irene Pasche, Hoffman, Minnesota 56339

Jensen, Glenn A., 111 North Cedar, Luverne, Minnesota 56156

Jim's Lanes, New Richland, Minnesota

Johnson, Leonard J., Falls Cafe, Granite Falls 56241

King, M. A., Mounds Park Hosp., 200 Earl St., St. Paul 55106 (Min. wage only)

Koch, Curtis G., 10049 Goodrich Rd., Bloomington, Minnesota 55431

Kvitek, Raynold R., Rays Cafe, Glenwood, Minnesota

Latz, Robert, Atty., 848 Roanoke Bldg., Mpls. 55402 (collection agencies only)

L. B. Hartz Wholesale, Inc., Thief River Falls, Minnesota 56701

McCauley, Thos. H., Public Serv. Dept. Moorhead 56560

McCallick, John P.C.box 128-C Ely 55731

Mead, Gerald M.,Food Serv. Dir. St. John's Univ. Collegeville, 56321

Merritt, Mamie, 112 W. 7th St., Morris 56267

Minn. Council of State Employees No. 6, 555 Wabasha, St. Paul, Minnesota

Minn. Painting & Decorating Pub.Relations Bur.,1821 Univ.Ave.,St. Paul 55104

Minn. State Pharmaceutical Assn., 3388 University Ave., St. Paul 55104

Motec Industries, Inc., Hopkins, Minnesota

Motel Ely, 1047 E. Sheridan St., Ely 55731

Mundt, Daniel, c/p Van Evera, Mundt et al, 700 Torrey Bldg.,Duluth, 55802

Nat'l Data Communications,Inc.,Personnel Dept.,1400 Empire Life Bldg. Dallas,Tex.

New Cafe, c/o Arnold Schlecht, Parkers Prairie 56361

Ohlemann, Mr & Mrs. Otto, 320 W. Van Dusen, Springfield 56087

Ohlrogg, M. J., Chatfield 55923

Otto, Kermit, Box 97 Frazee, Minnesota 56544

Our Own Hardware Company, Attn: Gen. Mgr., 2300 W/ Hwy. #13 Burnsville, 55337

Patterson, V.W.,Ogden Foods, Inc., 2140 Ashland Ave., Toledo, Ohio 43620

Paul's Reliable Drigs - 117 W. 1st St., Duluth 2, (Wage & Hr. Div. only)

Quiter, Younger & Swanson, Box 6487, Rochester 55901

Radovich, William R., St. Cloud State College, St. Cloud 56801

~~Rexford, S. M., 7300 Portland Ave., Richfield, Minneapolis 55423~~

Schiltz, Earl, 209 City Hall, Duluth 55802

Schmidts Cafe, Gobbon 55335

Schmitt Music Company, Attn:A.M. Bell, Payroll Dept., 88 S. 10th St.,Mpls.3

Schramm, LeRoy H., House Research, Room B46, Capitol Bldg., St. Paul 55155

Sears,Roebuch & Co.Attn:Mr.Smith, Maintenance & Cost.,Dept.,2929 Elliot Ave.Mpls.

St.Paul Goodwill Industries, Jean Sisson, 2543 Como Ave., St. Paul, 55108

Trandem, Leon, Leon & Edie's Cafe, Erskine, Minnesota

Tureck & Keszler,1517 8th St.N.,Fargo,N.D.58102 (ONLY wages & Hrs. for women)

United Steelworkers Loc.4757,c/o Harold J.Engelhard, 56 Beech Court,Babbitt 55706

United Steelworkers of America, Loc. 4108, Box 10, Aurora 55705

Unze, Mrs. Sylvester, 810 East 4th Ave., Shakopee 55379

Utsunomiva, Thomas, Personnel Officer, 250 S. 4th St., Minneapolis 55415

Volume Merchandise, Inc.,75 Ninth Ave.,New York,N.Y. 10011,Attn:C.L.Goldberg

Williams, Philip R., Sawyer Transport, Inc.,2424 M'haha Ave. S.,Mpls. 55404

Winrich, Al, Al's Drive Inn, Jackson 56143

Ziesemer Our Own Hardware, Brooten, Minnesota 56316

L & I Ex 5
12/2/75 R.K.H.

STATE OF MINNESOTA
COUNTY OF RAMSEY

BEFORE E. I. MALONE, COMMISSIONER
DEPARTMENT OF LABOR AND INDUSTRY

In the matter of the Proposed Adoption of Rules of the Department of Labor and Industry Governing Smoking in Factories, Warehouses, and Similar Places of Work.

AFFIDAVIT OF MAILING

Kurt G. O. Pinke, being first duly sworn, deposes and says:

That on the 30th day of October, 1975, at the City of St. Paul, County of Ramsey, State of Minnesota, he served the attached NOTICE OF HEARING be depositing in the United States mail at said City of St. Paul, a true and correct copy thereof, properly enveloped, with postage prepaid, to all persons and associations at the addresses 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.

Kurt G. O. Pinke

Subscribed and sworn to before me this 6th day of November 1975.

Jean Sites
Notary Public

JEAN SITES
NOTARY PUBLIC - MINNESOTA
DAKOTA COUNTY
My Comm. Expires May 28, 1981

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE E. I. MALONE, COMMISSIONER

DEPARTMENT OF LABOR AND INDUSTRY

IN THE MATTER OF THE PROPOSED ADOPTION OF RULES OF THE DEPARTMENT OF LABOR AND INDUSTRY GOVERNING SMOKING IN FACTORIES, WAREHOUSES AND SIMILAR PLACES OF WORK.

FINDINGS OF FACT

The above-entitled matter came on for hearing before the duly appointed Hearing Examiner, Raymond O. Adel, Deputy Commissioner, Department of Labor and Industry, State of Minnesota, on the 2nd day of December, 1975, at 5:00 P.M., in the Board Room of the Minnesota Department of Health, 717 Delaware Street, S. E., Minneapolis, Minnesota, after proper notice required by Minn. Stat. § 15.0412 (Supp. 1975) was served upon all persons, associations and other interested groups registered with the Secretary of State for that purpose.

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 the records, files and proceedings herein, I find the following:

1. These rules are promulgated pursuant to authority granted to the Minnesota Department of Labor and Industry by the provisions of Minn. Laws 1975, Chapter 211, Section 4 (hereinafter referred to as the Clean Indoor Air Act), which provide that the Department of Labor and Industry shall in consultation with the State Board of Health, establish rules to restrict or prohibit smoking in those places of work where the close proximity of workers or the inadequacy of ventilation causes smoke pollution detrimental to the health and comfort of non-smoking employees.

2. In addition to the statutory mandate described in paragraph (1) herein above, these rules are necessary in order to clarify the legislative intent of Chapter 211 and its application to factories, warehouses and similar places of employment, to provide guidance to employers in fulfilling their responsibilities with respect to protecting the health and comfort of non-smoking employees and to provide reasonable regulation of the methods employers may utilize in order to protect the health and comfort of non-smoking employees.

3. The Affidavit of Judith Pinke contained in the record documents that the Department consulted with the Minnesota State Board of Health in establishing the proposed rules.

4. The Clean Indoor Air Act excludes factories, warehouses and similar places of work not usually frequented by the general public from the application of the prohibition against smoking in public places contained in Section 4 of the Act. These regulations are in keeping with, and will effectuate that exclusion, consistent with limited disruption of the business activity of employers or employees.

5. LICA 1, entitled "Authority, Scope and Purpose", documents the authority of the Department of Labor and Industry to promulgate rules, clarifies the rules scope and application, and provides for citation to the rules.

6. The Clean Indoor Air Act contains a general prohibition against smoking in a public place or a public

meeting except in designated smoking areas. Excepted from that general prohibition are factories, warehouses and similar places of work not usually frequented by the general public. The Department is empowered to restrict or prohibit smoking in those places of work where the close proximity of workers or the inadequacy of ventilation causes smoke pollution detrimental to the health and comfort of non-smoking employees. Consistent with that provision, LICA 1(b)(c)(d) clarifies the limited application of these rules to those instances specified by the statute.

7. The term, "factories, warehouses and similar places of work not usually frequented by the general public," is not defined under the Act. The record demonstrates confusion over the type of building or facility which is covered by this phrase. LICA 2 serves to clarify the type of facility excluded from the general prohibition against smoking in a public place but covered by the regulations of the Department of Labor and Industry. The definition is consistent with generally acceptable concepts of factories and warehouses and is based upon a facility by facility basis rather than an enterprise by enterprise basis thus serving to eliminate duplication of coverage with regulations of the Department of Health. Including under the definition those areas which are "incidental but are related to the primary operation" serves to delineate between the jurisdiction of the Department of Health thus avoiding duplication and clarifies for employers what regulations they are covered under.

8. The terms "smoke pollution" as utilized in Section 4 of the Act is not defined. Under Section 4, the Department

of Labor and Industry only has jurisdiction where smoke pollution detrimental to the health and comfort of non-smoking employees occurs and thus the powers of the Department are limited to those instances where "smoking" or the use of tobacco causes smoke pollution detrimental to the health and comfort of non-smoking employees and does not include smoke pollution caused by other industrial factors. LICA 3 clarifies the kind of smoke pollution which invokes the Department's jurisdiction.

9. The record demonstrates that LICA 4(a) pertaining to lunchrooms, cafeterias, lounge or rest areas will effectively restrict smoking in those areas and provide for reasonable protection of the health and comfort of non-smoking employees.

(a) LICA 4(b) pertaining to general work areas provides procedures by which an employee may make his grievances known to the employer and facilitates application of the regulations. The record demonstrates that the methods chosen to restrict smoking in these areas are consistent with the limitations of the Department of Labor and Industry's jurisdiction under the Act. Transcript, pages 39-43.

(b) The record demonstrates that a concern of industry is the increased problems for collective bargaining agreements and grievance procedures which may arise from the utilization of an absolute "no smoking" policy. The record also demonstrates concern for possible unreasonable cost to employers if a strict and absolute regulation of smoking is implemented. LICA 4,

effectively reduces these concerns, and the restraints and burdens placed upon an employer by limiting his obligations only to those situations where an employee complains that smoke pollution is detrimental to his health or comfort. It confines an employer's obligations only to those instances described by the Act and effectively implements restriction in those instances. The requirement placed upon an employer for the keeping of records is supported by the record as being a reasonable requirement which will effectively document efforts an employer has taken to comply with the general intent of this Act and will provide a method for determining his compliance with his responsibilities under the Act and will demonstrate the need, if any, for future, additional regulation.

(c) The clause contained in LICA 4(a) relating to the size of a non-smoking area is supported by the written testimony submitted by the Association for Non-Smokers' Rights. The requirement of record-keeping was proposed during the public hearing. Transcript, page 44.

10. LICA 5 provides minimal standards which an employer may utilize in order to restrict smoking. The record demonstrates that the employer-employee relationship must be treated differently than other areas open to the general public. Working conditions may make it impossible to provide a distinct separation of a room into smoking and non-smoking sections. LICA 5 provides reasonable alternatives which an employer may utilize in order to comply with the intent of the Act. Objections contained in the record pertaining to the contents of

LICA 5 are not objections to the reasonableness of the methods chosen, but rather objections to the limited extent the Department has restricted smoking in factories, warehouses and similar places of employment. These objections do not impeach the propriety of the proposed regulations since to claim that the Department has not gone far enough in prohibiting smoking in factories, warehouses and similar places of employment does not invalidate the methods of regulation chosen. That the Act could be construed to enable the Department to further prohibit smoking in those areas within its jurisdiction, does not reflect upon the propriety of providing regulations which restrict rather than prohibit smoking in those areas. The alternatives provided in LICA 5 are reasonable and within the powers conferred upon the Department.

11. Other provisions of the regulations not specifically referred to herein are found to be supported by the evidence.

12. The record demonstrates differences in opinions regarding the intent and scope of the Minnesota Clean Indoor Air Act as it pertains to "factories, warehouses and similar places of work". To the extent those opinions are germane to the propriety of adopting regulations restricting smoking in those areas under the jurisdiction of the Department of Labor and Industry, the record does not demonstrate that the proposed regulations are beyond the scope of authority provided the Department, nor that they are unreasonable. The record indicates that at least part of the intent of the Act's exclusion of "factories, warehouses and similar places of work" from its general prohibitions was to avoid conflict

with other regulatory acts such as Minnesota's Occupational Safety and Health Act. The record contains several opinions of legislative intent to the effect that the intent was not to establish lesser restrictions upon factories and warehouses but rather, to simply rest jurisdiction over these facilities in the Department of Labor and Industry. Regardless of the legislative intent and a proper construction of that intent, the plain language of the Act clearly provides for a lesser mode of regulation pertaining to factories, warehouses and similar places of work. Viewed as within the context of the authority vested in the Department of Labor and Industry, the proposed rules are reasonable and will serve to restrict smoking in those instances contemplated by the Act.

13. The records indicate that several changes were proposed at the hearing. Based upon those proposals, modifications were made in the regulations. These changes are in keeping with the spirit and intent of the proposed regulations and in no instance do they significantly change the substance of the regulations as presented at the public hearing. In particular, the change in LICA 4(a) adding the clause, "the size of such non-smoking area shall be proportional to employee preference" is supported by evidence submitted at the hearing and by written testimony submitted thereafter. The requirement of recordkeeping contained in LICA 4(c) is supported by the record.

14. The adopted rules contain several deletions of language contained in the proposed rules. These deletions are based upon evidence submitted at the hearing. In particular, the deletion in LICA 5 pertaining to "the employment status of

either the non-smoking or the smoking employee" was intended to further protect the rights of non-smoking employees and to give those rights priority over objections thereto.

Dated:

E. I. Malone

E. I. Malone, Commissioner
Department of Labor and Industry

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE E. I. MALONE, COMMISSIONER

DEPARTMENT OF LABOR AND INDUSTRY

IN THE MATTER OF THE PROPOSED ADOPTION OF RULES OF THE DEPARTMENT OF LABOR AND INDUSTRY GOVERNING SMOKING IN FACTORIES, WAREHOUSES AND SIMILAR PLACES OF WORK.

ORDER ADOPTING RULES

The above-entitled matter came on for hearing before the duly appointed hearing examiner, Mr. Raymond O. Adel, Deputy Commissioner, Department of Labor and Industry, State of Minnesota, on the 2nd day of December, 1975, at 5:00 P.M. in the Board Room of the Minnesota Department of Health, 717 Delaware Street, S. E., Minneapolis, Minnesota, after proper notice required by Minn. Stat. § 15.0412 (Supp. 1975) was served upon all persons, associations and other interested groups registered with the Secretary of State for that purpose.

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

NOW, THEREFORE, IT IS ORDERED that these rules identified as Labor and Industry Regulations, LICA 1 through 5 are adopted this _____ day of February, 1976, pursuant to authority vested in me by the Minnesota Clean Indoor Air Act, Minn. Stat. § 144.411 et seq. (Supp. 1975).

Dated:

E. I. Malone

E. I. Malone, Commissioner
Department of Labor and Industry