

Minnesota Attorney General: Administrative Rules Proceedings

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Frederick R. Suhler
Special Assistant
Attorney General

June 17, 1977

-Rule MoVeh 58 of Chapter Four-Personalized
Plates: Applications, Issuance, Transfer and Refunds.

Adopted Rules

MINNESOTA DEPARTMENT OF PUBLIC SAFETY

MOTOR VEHICLE DIVISION

AMENDMENTS to Rule MoVeh 58 of

CHAPTER FOUR: Personalized Plates: Applications, Issuance, Transfer and Refunds.

MoVeh 58 ASSIGNMENT OF PLATES

A. Personalized plates are assigned by the Division to an owner for the exclusive use of the passenger vehicle described in the application.

B. The personalized plates may be transferred to another vehicle owned by the applicant upon written notification of the registrar and:

1. payment of the prescribed fee as provided by Minn. Stat. 168.12 subd. 2a;
2. registration of the vehicle in Minnesota; and
3. surrender (if any) of the existing Minnesota registration plates assigned to the vehicle.

C. If an owner sells a vehicle to which personalized plates have been assigned and elects to transfer the personalized plates with the vehicle, the owner shall automatically assign to the new owner the right to reserve that combination of characters and the right to any refund of the personalized plate fees.

D. If an owner sells a vehicle to which personalized plates have been assigned and elects to retain the personalized plates, it shall be the responsibility of the owner or his agent to make application for regular passenger car plates before the vehicle is sold. However, the owner would not need to obtain regular passenger car plates before the vehicle is sold in the following situations:

1. Vehicle sold to a junk yard, scrap yard, insurance company or salvage pool because the vehicle was severely damaged due to accident, fire,

submission in water, or by natural causes such as wind or lightening.

2. Vehicle sold for junk or salvage because of the need for extensive mechanical repair.

3. Vehicle sold to an out of state buyer and plates will be secured in buyer's home state.

4. Vehicle sold to a buyer who holds personalized plates, amateur radio plates or citizen band plates for his/her own use.

E. The applicant must surrender any valid license plates assigned to the vehicle on which the personalized plates will be displayed at such time he or she is issued personalized plates.

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
JUN 16 1977 - 1:45 pm
Joan Anderson Growe
Secretary of State

APPROVED AS TO FORM AND LEGALITY
6/16 1977
WARREN SPANNAUS, ATTORNEY GENERAL
BY
~~SPECIAL~~ ASSISTANT ATTORNEY GENERAL

PROPOSED RULES

MINNESOTA DEPARTMENT OF PUBLIC SAFETY

MOTOR VEHICLE DIVISION

AMENDMENTS to Rule MoVeh 58 of

CHAPTER FOUR: Personalized Plates: Applications, Issuance, Transfer and Refunds.

MoVeh 58 ASSIGNMENT OF PLATES

A. Personalized plates are assigned by the Division to an owner for the exclusive use of the passenger vehicle described in the application.

B. The personalized plates may be transfered to another vehicle owned by the applicant upon written notification of the registrar and:

1. payment of the prescribed fee as provided by Chapter 245;
2. registration of the vehicle in Minnesota; and
3. surrender (if any) of the existing Minnesota registration plates assigned to the vehicle.

C. If an owner sells a vehicle to which personalized plates have been assigned and elects to transfer the personalized plates with the vehicle, the owner shall automatically assign to the new owner the right to reserve that combination of characters and the right to any refund of the personalized plate fees.

D. If an owner sells a vehicle to which personalized plates have been assigned and elects to retain the personalized plates, it shall be the responsibility of the owner to obtain regular passenger car plates before the vehicle is sold.

E. The applicant must surrender any valid license plates assigned to the vehicle on which the personalized plates will be displayed at such time he or she is issued personalized plates.

ADMIN 1000

STATE OF MINNESOTA

Office Memorandum

DEPARTMENT PUBLIC SAFETY

Received 2-18-77 DHS

TO : Duane Harves
Chief Hearings Examiner

DATE: February 18, 1977

FROM : James Pederson James L. Pederson
Assistant Commissioner, Licensing

PHONE: 6642

RECEIVED
FEB 18 1977
OFFICE OF HEARING EXAMINERS

SUBJECT: Personalized Plate Rules

The department would like to amend proposed Rule MoVeh 58 D to read as follows:

> MoVeh 58 D - If an owner sells a vehicle to which personalized plates have been assigned and elects to retain the personalized plates, it shall be the responsibility of the owner or his agent to make application for regular passenger car plates before the vehicle is sold.

The need for this new wording is as follows:

> As the rule is presently proposed if taken literally, the owner himself must physically obtain the regular plates before the vehicle is sold. The intended purpose of the rule is to allow the motor vehicle dealer to obtain the regular plates.
>
> When an owner trades in a vehicle to which personalized plates have been assigned and elects to retain those plates for his new vehicle, it is our intent that the motor vehicle dealer be allowed to act as the purchaser's agent as he presently does in similar transactions involving procurring of plates.
>
> This is a common practice in the automotive retail business and has not caused the Department of Public Safety any problems in the past.

JP:bjm

ADMIN 1000

STATE OF MINNESOTA

DEPARTMENT Public Safety

Office Memorandum

TO : Diane Hamilton,

DATE: 2/18/77

FROM : Don Lee Don Lee

PHONE: 6-2001

SUBJECT: Personalized Plates Regulations; Proposed Amendment to Mo. Veh. 58.

The Division wants to be sure steps are taken to plate the trade-in vehicle when the personalized plates are removed and attached to the new or used vehicle that the personalized plate holder has purchased or acquired.

By allowing the dealer to act as the purchaser's agent, the motor vehicle owner is better served by the Department of Public Safety. This is a common practice or custom in the automotive retail business and has not caused the Department of Public Safety any problems in the past.

We would not want the prosposed Mo. Veh. 58D enterpreted so strictly that the plate holder would have to physically make the plate exchange in any situation where it was either inconvenient or actually impossible.

DL/bs

EXHIBIT A

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE EDWARD G. NOVAK

COMMISSIONER OF PUBLIC SAFETY

In the matter of the Proposed Adoption of Rules of the State Department of Public Safety Governing the Assignment of Personalized Plates for Motor Vehicles.

ORDER FOR HEARING

To effectively implement Laws 1975, Chapter 245, the Minnesota Commissioner of Public Safety deems it necessary to consider adoption of the proposed rules captioned above pursuant to the authority vested in me by Minnesota Statutes 299A.01, subdivision 6 (1974).

NOW, THEREFORE, IT IS ORDERED this 10th day of January, 1977, that a public hearing on the proposed rules captioned above be held in Room B9 Transportation Building, St. Paul, Minnesota, on March 2, 1977, commencing at 9:00 A.M., and continuing until all representatives of associations or other interested groups or persons have had an opportunity to be heard.

IT IS FURTHER ORDERED, that a Notice of Hearing be mailed to all persons or representatives of associations or other interested groups who have registered their names with the Secretary of State for that purpose.

IT IS FURTHER ORDERED, that the Notice of Hearing be published in the State Register.

Edward G Novak

COMMISSIONER OF PUBLIC SAFETY
DEPARTMENT OF PUBLIC SAFETY
STATE OF MINNESOTA

EXHIBIT B

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE EDWARD G. NOVAK

COMMISSIONER OF PUBLIC SAFETY

In the matter of the Proposed Adoption of Rules of the State Department of Public Safety Relating to the assignment of personalized plates for motor vehicles.

STATEMENT OF NEED

The above captioned rules are amendments to existing rules of the Department of Public Safety. The above captioned rules were adopted November 24, 1976.

The need to adopt these rules arises because of oversight and inadequate justification at the time of original promulgation of the personalized license plate rules. The proposed amendment to Rule MoVeh 58 is designed to clarify the procedures governing assignment of personalized plates.

Proposed rule MoVeh 58D provides that when an owner sells a vehicle and wishes to retain the personalized plates he must obtain regular license plates before the vehicle is sold. Pursuant to Minn. Stat. 168.13 it is impossible for the future owner of a vehicle to obtain plates until the vehicle is registered in his name; only the current owner may be assigned plates. It is therefore, reasonable to require the owner to obtain regular plates to facilitate the re-assignment of his vehicle without risking the unlawful use of his personalized plates. It would be of considerable inconvenience to the purchaser of a used vehicle if it had no valid license plates, for he could not legally operate the vehicle on a public roadway without such plates. The proposed rule would allow the continued possession of the personalized plates by the owner of the plates while at the same time enabling the purchaser to operate the vehicle legally.

Proposed rule MoVeh 58E require the applicant for personalized plates to surrender any valid license plates already assigned to the vehicle on which the personalized will be displayed. This rule prevents the issuance of two sets of valid license paltes to one motor vehicle, to insure against the illegal use of one set on another motor vehicle. This rule is based on the same procedures called for in Minn. Stat. 168.29, where duplicate plates are issued and the original plates are called in "to insure against their use on another motor vehicle."

STATE OF MINNESOTA
DEPARTMENT OF PUBLIC SAFETY

Edward G Novak
COMMISSIONER OF PUBLIC SAFETY

Jan 11 '77
DATE

EXHIBIT C

STATE OF MINNESOTA

BEFORE EDWARD G. NOVAK

COUNTY OF RAMSEY

COMMISSIONER OF PUBLIC SAFETY

In the matter of the Proposed Adoption of Rules of the State Department of Public Safety Relating to the Assignment of Personalized Plates for Motor Vehicles.

NOTICE OF HEARING

Notice is hereby given that a public hearing in the above-entitled matter will be held in Room B9 Transportation Building, John Ireland Boulevard, St. Paul, MN 55155, on March 2, 1977, commencing at 9:00 A.M., and continuing until all persons have had an opportunity to be heard concerning adoption of the proposed rules captioned above.

All interested or affected persons or representatives of groups or organizations will have an opportunity to participate by submitting either oral or written data, statements, or arguments. Written materials may be submitted by mail to William Seltzer, Office of Hearing Examiners, 1745 University Avenue, St. Paul, MN, either before the hearing or within 20 days after the close of the hearing.

The Commissioner proposes to adopt rules relating to the following matters:

1. Require that when a person sells a vehicle to which personalized plates have been assigned and elects to retain such plates, he must obtain regular plates before the vehicle is sold.

2. Require that upon issuance of personalized plates to a vehicle, any other valid plates assigned to that vehicle must be surrendered.

The department's authority to promulgate the proposed rules is contained in Laws 1975, Chapter 245. One free copy of the proposed rules is available and may be obtained by writing to Ms. Diane Hamilton, 210 Transportation Building, St. Paul, MN 55155. Additional copies will be available at the door on the date of the hearing.

A Statement of Need explaining the need for and reasonableness of the proposed rules and a Statement of Evidence outlining the testimony the department will be introducing at the hearing will be filed with the Office of Hearing Examiners at least 25 days prior to the hearing and will be available there for public inspection.

Pursuant to Minnesota Statutes 10A.01, subdivision 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.

Jan 11 77
DATE

Edward G Novak
COMMISSIONER OF PUBLIC SAFETY
DEPARTMENT OF PUBLIC SAFETY
STATE OF MINNESOTA

EXHIBIT D

STATE OF MINNESOTA

COUNTY OF RAMSEY

In the matter of the Proposed Adoption of Rules of the State Department of Public Safety Governing the Assignment of Personalized Plates for Motor Vehicles.

CERTIFICATE

I hereby certify that the enclosed 504 general labels and Public Safety list constitute the complete list of persons, associations, and other interested groups who as of 10:15 o'clock A .M., this 26th day of January, 1977, have requested pursuant to Minnesota Statutes 15.0412, subdivision 4 (1974), 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

Joan Anderson Growe

BY Virginia Daniels

EXHIBIT E

STATE OF MINNESOTA

COUNTY OF RAMSEY

In the matter of the Proposed Adoption
of Rules of the State Department of
Public Safety Governing the Assignment
of Personalized Plates for Motor Vehicles.

AFFIDAVIT OF RECEIPT OF SECRETARY OF STATE'S LIST

Barbara Mittelstadt, being duly sworn on oath deposes and says:

1. That she is an employee of the Department of Public Safety of the State of Minnesota.

2. That on the 26th day of January, 1977, she went to the Secretary of State's office of 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 Minnesota Statutes 15.0412 (1974).

3. That on the 26th day of January, 1977, 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.

Barbara Mittelstadt

Subscribed and sworn to before me
this 27th day of January 1977.

D. A. LEE
Notary Public, Hennepin County, Minn.
MY COMMISSION EXPIRES
April 26 1981

EXHIBIT F

STATE OF MINNESOTA

COUNTY OF RAMSEY

In the matter of the Proposed Adoption
of Rules of the State Department of
Public Safety Governing the Assignment
of Personalized Plates for Motor Vehicles.

AFFIDAVIT OF MAILING

Barbara Mittelstadt, being first duly sworn, deposes and says:

That on the 27th day of January, 1977, at the City of St. Paul, County of Ramsey, State of Minnesota, she served the attached Notice of Hearing by 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.

Barbara Mittelstadt

Subscribed and sworn to before me
this 27th day of January 1977.

D. N. LEE
Notary Public, Hennepin County Min.
MY COMMISSION EXPIRES
April 24 1981

STATE OF MINNESOTA
OFFICE OF HEARING EXAMINERS

FOR THE MINNESOTA DEPARTMENT OF PUBLIC SAFETY

In the Matter of the Proposed Adoption of Rules of the State Department of Public Safety Governing the Assignment of Personalized License Plates for Motor Vehicles.	)))))	FINDINGS OF FACT, CONCLUSIONS AND RECOMMENDATIONS

A public hearing in the above-entitled matter was convened by Hearing Examiner William Seltzer of the Minnesota Office of Hearing Examiners at 9:30 a.m. on March 2, 1977, in Room B9, Transportation Building, Saint Paul, Minnesota. All interested persons, representatives of individuals or associations, and other interested groups present at the hearing had an opportunity to present evidence and question witnesses.

During the public hearing, the only witnesses to testify were Diane Hamilton and Donald Lee. Both witnesses appeared on behalf of the Department of Public Safety. There was no other testimony adduced at the public hearing. Furthermore, there was no cross-examination by the public or other interested persons of the witnesses that testified on the behalf of the Department of Public Safety. Aside from the submissions offered by the Department of Public Safety, only one written submission was made by the public. That one submission is a letter dated February 2, 1977 from C. Laurence Stevens, Jr., received by the Hearing Examiner February 8, 1977. A photocopy of said submission is attached hereto and made a part hereof.

Pursuant to Minn. Stat. § 15.0412, subd. 4 (1976), this Report shall be available for review to all affected individuals upon request for at least ten days.

The Department shall, if it proposes to adopt the rules as originally proposed or amended, submit the complete hearing record, including its Findings and Order, to the Chief Hearing Examiner no earlier than ten days subsequent to the receipt of this

Report. This submission shall also clearly indicate any changes made to the rules as originally proposed, preferably in the format that will be submitted to the State Register for publication. The Chief Hearing Examiner shall complete his review and submit his report to the Department on the issues of substantial changes in the rule and compliance with Minn. Stat. § 15.0412 within ten calendar days. Thereafter, the Department shall be responsible for filing the rules with the Attorney General.

Based upon all the records and proceedings herein, the Examiner makes the following:

FINDINGS OF FACT

1. That the Order for Hearing signed by Edward G. Novak, Commissioner of Public Safety, dated January 10, 1977, was in all respects proper in form, content, execution and filing.

2. That due, timely and adequate Notice of Hearing as ordered by the Department of Public Safety and signed by Edward G. Novak on January 11, 1977, was properly served and filed. All other relevant substantive and procedural requirements of statute or rule have been complied with for the purpose of establishing jurisdiction of the subject matter to proceed to public hearing pursuant to statute.

3. That the authority of the Commissioner of Public Safety to promulgate and adopt rules and regulations for personalized license plates is contained in Minn. Stat. § 168.12, subd. 2(a) (1976).

4. The record remained open through March 22, 1977 for the receipt of written comments and statements.

5. That the proposals considered herein would amend Chapter 58 of the Motor Vehicle Regulations as follows:

MoVeh 58D

> If an owner sells a vehicle to which personalized plates have been issued and elects to retain the personalized plates, it shall be the responsibility of the owner or his agent to make application for regular passenger car plates before the vehicle is sold.

MoVeh 58E

> The applicant must surrender any valid

license plates assigned to the vehicle on which the personalized plates will be displayed at such time as he/she is issued personalized plates.

6. That the Statement of Need for the two above-described amendments appears as "Exhibit B" of the within proceedings.

7. That proposed Rule MoVeh 58D is, in part, reasonable and necessary. This Rule places a duty on the seller of a vehicle with personalized license plates to obtain regular license plates before the vehicle is sold when the owner elects to retain the personalized plates. Pursuant to Minn. Stat. § 168.13 (1976), it is impossible for the future owner of a vehicle (purchaser) to obtain license plates until the vehicle is registered in his/her name. Only the current owner may be assigned license plates. It is, therefore, reasonable to require the current owner (seller) or the owner's agent to obtain regular license plates to facilitate the re-assignment of the vehicle. It would be of considerable inconvenience to the purchaser of a used vehicle if it had no valid license plates, for such purchaser could not legally operate the vehicle on public highways until such time as license plates are obtained. The proposed Rule would allow the continued possession of the personalized license plates by the owner of the plates (seller of the vehicle) while at the same time enabling the purchaser of the vehicle to operate the vehicle legally.

It is the proper intent of MoVeh 58D that when an owner trades-in a vehicle (to an automobile dealer) to which personalized plates have been assigned and elects to retain those personalized plates for his/her new vehicle, the motor vehicle dealer will be allowed to act as the purchaser's agent as he presently does in similar transactions involving procuring of license plates.

Notwithstanding the above, the proposed language of Rule MoVeh 58D should provide for appropriate "exceptions" under circumstances where there is no logic to require the seller to obtain regular license plates when transferring ownership

of the vehicle. For example, because of an accident or condition of the vehicle, the owner may be selling the vehicle for scrap; or, it is conceivable that the vehicle is being sold to a purchaser who also has personalized license plates, with the intent of placing such personalized license plates on the used vehicle when purchased. Under such circumstances, there is no logic in requiring a seller to purchase regular license plates before selling the vehicle.

Therefore, the Rule should provide an exception in instances when the vehicle is being sold for scrap or when it is being sold to a purchaser that has the type of license plates which can be transferred directly onto the acquired vehicle (such as personalized license plates). The Hearing Examiner does not recommend specific language for such recommended "exceptions," but would leave the determination of such language to the expertise of the Commissioner of the Department of Public Safety.

8. That proposed Rule MoVeh 58E is reasonable and necessary to require the applicant for personalized license plates to surrender any valid license plates already assigned to the vehicle on which the personalized license plates will be displayed. This Rule prevents the issuance of two sets of valid license plates to one motor vehicle to ensure against the illegal use of one set on another motor vehicle. This Rule is based on the same procedures called for in Minn. Stat. § 168.29, where duplicate license plates are issued and the original license plates are called in "to ensure against their use on another motor vehicle."

This proposed Rule MoVeh 58E emphasizes the fault with MoVeh 58D as proposed. Considering the two proposed Rules, one can envision a hypothetical where a seller of the vehicle possesses personalized license plates, and the purchaser of the vehicle also possesses personalized license plates. In this situation, MoVeh 58D would require the seller to purchase regular license plates in order to transact the sale, but the purchaser would be required to immediately surrender

the new license plates in order to utilize his/her personalized license plates on the vehicle just purchased (MoVeh 58E).

CONCLUSIONS

A. That the Department of Public Safety duly acquired and now has jurisdiction over the subject proceeding.

B. That all relevant legal and procedural requirements of statute and regulation have been properly complied with.

C. That the Department of Public Safety has statutory authority to promulgate and adopt the subject rules and regulations.

RECOMMENDATIONS

IT IS HEREBY RESPECTFULLY RECOMMENDED that the Minnesota State Department of Public Safety adopt the proposed rules as finally submitted by the Department of Public Safety, with the additional provisions suggested hereinabove for proposed Rule MoVeh 58D.

Dated: March 31, 1977.

William Seltzer

WILLIAM SELTZER
Hearing Examiner

530 North 36th Avenue East
Duluth, Minnesota 55804

RECEIVED
FEB 8 1977
OFFICE OF HEARING EXAMINERS

February 2, 1977

Mr. William Seltzer
Office of Hearing Examiners
1745 University Avenue
St. Paul, Minnesota 55104

Re: Issuance and Transfer of Personalized Vehicular License Plates

Dear Mr. Seltzer:

The Commissioner proposes to require that when a person sells a vehicle to which personalized plates are assigned and elects to retain such plates, he must obtain regular plates for the vehicle before the vehicle is sold. Suppose that the buyer is a dealer or has plates and plans to use his own plates on the vehicle; what then is the purpose in requiring the seller to obtain an extra pair of plates just because he has a pair of personalized plates and proposes to keep them? Or suppose that the car has been totaled, and the title to the car will be transferred to a junk yard. Again, there is no reason for the owner of the car, before he sells it to the junk yard, to buy new plates. Other situations no doubt can be adduced in which the proposed rule is as foolish. But more fundamentally, I question why there should be this regulation in the first place. It seems to me it should be a matter of bargaining between buyer and seller of the vehicle. There is no reason for the state to intrude in this decision. Let the bargain between the two parties determine whether or not the license plates are to be transferred or retained by the seller. The state has no business making that determination for the buyer and seller.

Under the existing rules concerning the transfer of vehicles as to which personalized plates are not attached, is there any rule that when a seller retains plates of the transferred vehicle he must purchase new plates and affix them to the vehicle before the vehicle can be sold? I certainly hope that there is no such regulation and believe that if there is, it should be changed. If there is no such regulation with respect to the sale of a vehicle which does not carry personalized plates, there is no reason for a different rule to apply in the case of the transfer of a vehicle having personalized plates. Most states do not require a seller to transfer the plates with the car he is selling. This is left for decision by buyer and seller, as it ought to be.

Yours very truly,

C. Laurence Stevens, Jr.

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE EDWARD G. NOVAK

COMMISSIONER OF PUBLIC SAFETY

In the matter of the Proposed Adoption of Rules of the State Department of Public Safety Governing the Assignment of Personalized Plates for Motor Vehicle.

FINDINGS OF FACT

The above-entitled matter came on for hearing before William Seltzer, Office of Hearing Examiners of the State of Minnesota on the 2nd day of March, 1977, at 9:00 a.m. in Room B9 Transportation Bldg., St. Paul, MN, after proper notice required by Minn. Stat. 15.0412 (1976) 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, the Hearing Examiner has made his findings, attached. Upon review of the Hearing Examiner's findings and the evidence and statements submitted by interested parties, I find the following:.

The report of the Hearing Examiner is hereby adopted as the findings of the Commissioner of Public Safety. The amendments to the proposed rules suggested therein have been incorporated into the adopted rules.

STATE OF MINNESOTA
DEPARTMENT OF PUBLIC SAFETY

Edward G Novak
COMMISSIONER OF PUBLIC SAFETY

4·29·77
DATE

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE EDWARD G. NOVAK

COMMISSIONER OF PUBLIC SAFETY

In the matter of the Proposed Adoption of Rules of the State Department of Public Safety Governing the Assignment of Personalized Plates for Motor Vehicle.

ORDER ADOPTING RULES

The above-entitled matter came on for hearing before the Commissioner of Public Safety of the State of Minnesota on the 2nd day of March, 1977, at 9:00 a.m. in Room B9 Transportation Bldg., St. Paul, MN, after proper notice required by Minn. Stat. 15.0412 (1976) 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 considered all of 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 Amendments to Rule MoVeh 58 are adopted this 29th day of April, 1977, pursuant to authority vested in me by Minn. Stat. 299A.01, subd. 6(1976).

STATE OF MINNESOTA
DEPARTMENT OF PUBLIC SAFETY

Edward G Novak
COMMISSIONER OF PUBLIC SAFETY

STATEMENT OF COMPLIANCE WITH

MANUAL OF RULE MAKING PROCEDURES

I, Special Assistant Attorney General ~~Joel Watne,~~ Frederick S. Sukle, Jr.,
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.

~~Joel Watne~~ Frederick S. Sukle, Jr.
Special Assistant Attorney General

Dated: 5/20/77