

Minnesota Attorney General: Administrative Rules Proceedings

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318

Frederick Suhler
Special Assistant
Attorney General

July 13, 1977

- Department of Public Safety Chapter Five
MoVeh 70, 71, 72, 73, 74, 75, 76, 77, 78, 79, 80, 81, 82

ADOPTED RULES

MINNESOTA DEPARTMENT OF PUBLIC SAFETY

DIVISION OF MOTOR VEHICLES

Chapter Five: Bicycle Registration: Applications, Issuance, Transfer, Refunds, Motor Vehicle Deputy Registrars, and Bicycle Deputy Registrars.

MoVeh 70 PURPOSE

The purpose of these rules is to implement and provide effective administration for the registration and licensing of bicycles as provided by Laws 1976, Chapter 199.

MoVeh 71 SCOPE

The scope of these regulations is intended to be consistent with the provisions of Laws 1976, Chapter 199.

MoVeh 72 DEFINITIONS

For the purposes of these rules, the following terms shall have the meanings ascribed to them:

A. Central Office: The main office of the Division of Motor Vehicles located in the Transportation Building, St. Paul.

B. Division: The Division of Motor Vehicles of the Department of Public Safety of the State of Minnesota.

C. Registrar: The registrar of motor vehicles of the State of Minnesota.

MoVeh 73 APPLICATION, CONTENTS

The application will contain the owners name, address, and signature, the name and address of the person from whom purchased, the date of purchase, the date of registration,

the make and serial number of the bicycle, the owner's date of birth, the number of wheels, wheel size (diameter), number of gears, and the type of frame of the bicycle being licensed.

MoVeh 74 REPLACEMENT LICENSES AND REGISTRATION CARDS

In the event of loss, theft, or defacement of the bicycle license or registration card issued, the registrar, upon receiving a written statement from the owner setting forth the circumstances, may issue a new bicycle license or registration card. The fee required by M.S. 168C.07 shall be paid.

MoVeh 75 PROOF OF OWNERSHIP

A. The following will be considered proper proof of ownership:

1. The receipt from a bicycle dealer showing the buyer's name and address, the brand name and serial number of the bicycle, the date of sale, and the dealer's signature.
2. A Minnesota bicycle registration card.
3. A registration card or ownership document issued by a political subdivision that had been licensing bicycles prior to March 1, 1977.

B. If no proof of ownership has been supplied, [[no license]] a DPS2751, certification of ownership of a bicycle, must be completed. A license will be issued but no registration card will be issued until a check of the stolen files has been made.

C. If no proof of ownership is supplied and the bicycle is not listed as stolen, a [[license]] registration card will be issued and the records and registration

card will be marked to indicate no proof of ownership was supplied. When the license is renewed at the end of three years the indicator that no proof of ownership was supplied will be removed from both the record and the registration card.

MoVeh 76 LICENSE ISSUE, CENTRAL OFFICE

A. No applications will be accepted by mail for license, duplicate license, or duplicate registration card.

B. Applications for transfer of ownership or change of address will be accepted through the mail.

C. Applications of all types brought to the central office in person will be accepted.

MoVeh 77 EXPIRATION AND RENEWAL OF LICENSES

A. A license will be valid for three years commencing from the year the license is issued.

B. Licenses will be renewable every three calendar years.

MoVeh 78 LOCATION OF LICENSE

The license will be placed on the bicycle frame, below the seat, on the left hand side of the bicycle facing outward.

MoVeh 79 REFUNDS

Refunds will be handled pursuant to M.S. 16A.48.

MoVeh 80 ASSIGNED SERIAL NUMBER, LOCATION

An assigned serial number must be stamped or otherwise permanently attached to the crank housing of the bicycle by the owner.

MoVeh 81 MOTOR VEHICLE AND BICYCLE DEPUTY REGISTRARS, REPORTS AND DEPOSITS

A. Motor vehicle deputy registrars shall deposit state

fees collected daily in the state depository in which they deposit other state fees collected.

B. Bicycle Deputy Registrars shall deposit state fees collected whenever the total fees reach $50 or [[each Friday]] the first and third Wednesday of each month, whichever comes first.

C. Bicycle deputy registrar deposits will be in the form of a check payable to the State Treasurer. The check will be submitted to the Division with the deputy's report.

C. Motor Vehicle and bicycle deputy registrars will submit with each deposit, a report listing all transactions since the last report.

MoVeh 82 MOTOR VEHICLE AND BICYCLE DEPUTY REGISTRARS, INVENTORIES

Each deputy on June 30 and December 31 of each year shall submit to the division a report on the complete inventory of [[stickers]] licenses on hand.

MoVeh 83 - 99 Reserved for future use.

APPROVED AS TO FORM AND LEGALITY

JUL 12 1977 19

WARREN SPANNAUS, ATTORNEY GENERAL

BY /s/ Michael B. Miller

ATTORNEY GENERAL

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
JUL 12 1977
Joan Anderson Growe
Secretary of State
10:20 AM.

STATEMENT OF COMPLIANCE WITH

MANUAL OF RULE MAKING PROCEDURES

I, Special Assistant Attorney General Frederick Suhler, 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.

Frederick Suhler
Special Assistant Attorney General

Dated: 5/24/77

Proposed Rules

MINNESOTA DEPARTMENT OF PUBLIC SAFETY

DIVISION OF MOTOR VEHICLES

Chapter Five: Bicycle Registration: Applications, Issuance, Transfer, Refunds, Motor Vehicle Deputy Registrars, and Bicycle Deputy Registrars.

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MoVeh 74 REPLACEMENT LICENSES AND REGISTRATION CARDS

In the event of loss, theft, or defacement of the bicycle license or registration card issued, the registrar, upon receiving a written statement from the owner setting forth the circumstances, may issue a new bicycle license or registration card. The fee required by M.S. 168C.07 shall be paid.

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A. The following will be considered proper proof of ownership:

1. The receipt from a bicycle dealer showing the buyer's name and address, the brand name and serial number of the bicycle, the date of sale, and the dealer's signature.
2. A Minnesota bicycle registration card.
3. A registration card or ownership document issued by a political subdivision that had been licensing bicycles prior to March 1, 1977.

B. If no proof of ownership has been supplied, no license will be issued until a check of the stolen files has been made.

C. If no proof of ownership is supplied and the bicycle is not listed as stolen, a license will be issued and the records and registration card will be marked to indicate no proof of ownership was supplied. When the license is renewed at the end of three years, the indicator that no proof of ownership was supplied will be removed from both the record and the registration card.

MoVeh 76 LICENSE ISSUE, CENTRAL OFFICE

A. No applications will be accepted by mail for license, duplicate license, or duplicate registration card.

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A. A license will be valid for three years commencing from the year the license is issued.

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The license will be placed on the bicycle frame, below the seat, on the left hand side of the bicycle facing outward.

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Refunds will be handled pursuant to M.S. 16A.48.

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An assigned serial number must be stamped or otherwise permanently attached to the crank housing of the bicycle by the owner.

MoVeh 81 MOTOR VEHICLE AND BICYCLE DEPUTY REGISTRARS, REPORTS AND DEPOSITS

A. Motor vehicle deputy registrars shall deposit state fees collected daily in the state depository in which they deposit other state fees collected.

B. Bicycle deputy registrars shall deposit state fees collected whenever the total fees reach $50 or each Friday, whichever comes first.

C. Bicycle deputy registrar deposits will be in the form of a check payable to the State Treasurer. The check will be submitted to the Division with the deputy's report.

D. Motor vehicle and bicycle deputy registrars will submit with each deposit, a report listing all transactions accepted since the last report.

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Each deputy on June 30 and December 31 or each year, shall submit to the division a report on the complete inventory of stickers on hand.

MoVeh 83 - 99: Reserved for future use.

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 Registration and Licensing of Bicycles.

ORDER FOR HEARING

To effectively implement Laws 1976, Chapter 199, 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 Minn. Stat. 299A.01, subd. 6 (1974).

NOW, THEREFORE, IT IS ORDERED this 20th day of January, 1977, that a public hearing on the proposed rules captioned above be held in Room B9 Transportation Building, St. Paul, MN on March 16, 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.

STATE OF MINNESOTA
DEPARTMENT OF PUBLIC SAFETY

Edward G Novak
COMMISSIONER OF PUBLIC SAFETY

EXHIBIT C

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 Registration and Licensing of Bicycles.

NOTICE OF HEARING

Notice is hereby given that a public hearing in the above-entitled matter will be held in Room B9 Transportation Building, St. Paul, MN 55155, on March 16, 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 Steve Mihalchick, Office of Hearing Examiners, 1745 University Ave., 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: Administrative procedures for the registration and licensing of bicycles. Specifically, the proposed rules provided for the contents of application forms; proof of ownership; issuance, expiration and renewal of licenses; refunds; bicycle deputy registrars, reports, inventories, and deposits; location of license and serial number; and replacement licenses.

The department's authority to promulgate the proposed rules is contained in Laws 1976, Chapter 199. One free copy of the proposed rules are 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 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.

STATE OF MINNESOTA
DEPARTMENT OF PUBLIC SAFETY

Edward G. Novak
COMMISSIONER OF PUBLIC SAFETY

1-24-77
DATE

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE EDWARD G. NOVAK

COMMISSIONER OF PUBLIC SAFETY

In the Matter of Proposed Rules of the State Department of Public Safety Relating to the Registration and Licensing of Bicycles.

STATEMENT OF NEED

In enacting Minnesota Laws 1976, Chapter 199, the Legislature established a program to provide for the licensing and registration of bicycles upon the payment of a $3 fee. This program aims to aid in the recovery of stolen bicycles and should help to reduce the number of bicycles stolen. This program allows political subdivisions to make licensing mandatory. It further allows for the voluntary licensing of a bicycle by any resident of the state. The program also provides extra state revenue.

The proposed rules are based upon Chapter 199. They are designed to specify the requirements that applicants must meet to qualify for a bicycle license, the criteria for duplicate licenses, and the controls to be placed on motor vehicle and bicycle deputy registrars. These provisions will satisfy the requirements of Chapter 199.

The justification establishing the need for and reasonableness of the specific substantive provisions of the rules is as follows:

MoVeh 70 and 71. These sections provide the background information concerning the reason for promulgation of MoVeh 70-99 in order to provide a general idea of the purpose, intent, and scope of the rules.

MoVeh 72. The definitions section is intended to aid in understanding the rules by providing specific meanings to either technical words or to words which could have more than one meaning.

MoVeh 73. The owner's name, address, and signature, the name and address of the person from whom purchased, the date of purchase, the date of registration, and the make and serial number of the bicycle are required by M.S. 168C.03. Date of birth is required to enable division personnel and law enforcement agencies to check for bicycle registrations directly through the computer by the owner's name, with the date of birth serving as a qualifier in case of duplicate names. The data on the bicycle are necessary for identification purposes.

MoVeh 74. M.S. 168C.07 requires satisfactory showing that the license or registration card has been lost, stolen, or destroyed and requires a fee for issuing a duplicate license or registration card.

MoVeh 75A. M.S. 168C.04 requires proof of ownership for registration. The division feels these are reasonable proofs of ownership, and are readily available to bicycle owners who have previously registered their bicycles or are purchasing new bicycles. During the initial registration period, a large number of applicants will not have these proofs since the bicycle will have been in the owner's possession for some period of time, however, the statute does provide for licensing of bicycles where no proof of ownership is supplied.

MoVeh 75B. M.S. 168C.04 provides for issuance of a license where no proof of ownership is supplied if there is no evidence that the bicycle is stolen. If a license is issued prior to a check of the stolen files, this provision of the law would not be met. In the event a bicycle is listed as stolen, we will contact the agency that filed the stolen report and advise them that an attempt has been made to license the stolen bicycle.

MoVeh 75C. M.S. 168C.04 requires that if no proof of ownership is provided, a license will be issued if there is no indication that the bicycle is stolen and our records will be marked accordingly. The division feels that if at the end of three years, no information has been received to indicate the bicycle was stolen, the indicator on the records and the registration card can be removed.

MoVeh 76A. Applications of these types require completion of necessary forms and the supplying of additional documentation as well as the payment of necessary fees. Approximately 30% of similar applications currently received by the division's mail issue unit must be returned due to missing documents, incomplete information, incorrect or missing fees, etc. The division believes it will better serve the public if these type of applications are submitted in person to a motor vehicle deputy registrar, a bicycle deputy registrar, or the central office. If the applications are submitted in person, they can be checked immediately by experienced personnel for accuracy and completeness and the correct fees determined. This will prevent the problem of the customer mailing in his application and then having it returned for more information. If additional information is necessary, it is much easier to explain to the customer in person what is needed than it is to try to explain through a letter. Also, if these applications are handled through the mail, additional time and personnel are necessary to handle those applications that must be returned, with the added delay in completing the transaction for the customer.

MoVeh 76B. These transactions require a minimum of paperwork and the only fee to be concerned with is the $.50 service fee. The return rate on similar types of transactions in the division's mail issue unit is 7%. Further, the acceptance of these applications by mail should encourage the filing of transfers and name changes.

MoVeh 76C. This meets the statutory requirement that bicycle owners may apply to the commissioner for registration of a bicycle.

MoVeh 77A. Since M.S. 168C.04 states licenses will be issued for three calendar years, the division feels the registration period must encompass the entire year of issue regardless of the time of year the license is purchased.

MoVeh 77B. Again since M.S. 168C.04 provides that licenses are valid for three calendar years, the licenses would be due for renewal every three years.

MoVeh 78. A uniform location for a license is required to enable law enforcement agencies to rapidly find any license to determine the license status of a bicycle.

MoVeh 79. M.S. 16A.48 states: "Money paid into the state treasury through error or under circumstances such that the state is not legally entitled to retain it, may be refunded upon the submission of a verified claim therefor". Since no provision is made for refunds in Chapter 199, the division believes that M.S. 16A.48 must be applied to refunds of bicycle fees.

MoVeh 80. Auniform location for the serial number will allow rapid identification. This location is used by a number of bicycle manufacturers and is an area of the bicycle where the frame is strongest.

MoVeh 81A. This method of depositing is convenient for the motor vehicle deputies since they are required to make a daily deposit of motor vehicle fees they collect.

MoVeh 81B. M.S. 16.18 requires the deposit of state fees whenever they reach or exceed $50. Since it is conceivable that some deputies would not collect $50 for a number of weeks, the deposit on Friday regardless of total fees collected is necessary to avoid unnecessary delays in the processing of the applications, and subsequent inconvenience to the public and potential defeat of the system.

MoVeh 81C. Deposit by check submitted to the division with the report will eliminate the need for state depositories for each bicycle deputy registrar, a costly system for the anticipated small amounts of deposits to be made by each deputy.

MoVeh 81D. A report of all transactions accepted by the deputy is necessary to verify fees collected, to maintain a running inventory of licenses on hand, and to serve as a resource document.

MoVeh 82. A semi-annual inventory is necessary to determine stock on hand, to verify deputy sales, and for accountability by each deputy.

STATE OF MINNESOTA
DEPARTMENT OF PUBLIC SAFETY

Edward G. Novak
COMMISSIONER OF PUBLIC SAFETY

1-24-77
DATE

STATE OF MINNESOTA

COUNTY OF RAMSEY

In the matter of the Proposed Adoption of Rules of the State Department of Public Safety Governing the Registration & Licensing of Bicycles.

AFFIDAVIT OF RECEIPT OF SECRETARY OF STATE'S LIST

Beverly Zollars, 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 10th day of February 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 Minn. Stat. 15.0412 (1974)

3) That on the 10th day of February, 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.

Beverly A. Zollars

Subscribed and sworn to before me this 17th day of February 1977.

ROY W. PETERSON
Notary Public, Ramsey County, Minn.
MY COMMISSION EXPIRES
June 8, 1979

Roy W. Peterson

STATE OF MINNESOTA

COUNTY OF RAMSEY

In the matter of the Proposed Adoption
of Rules of the State Department of
Public Safety Governing the Registration
& Licensing of Bicycles.

CERTIFICATE

I hereby certify that the enclosed 505 general labels and Public Safety list constitute the complete list of persons, associations, and other interested groups who as of 9:30 o'clock A M., this 16th day of February, 1977, have requested pursuant to Minn. Stat. 15.0412, Subd 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 Cecil Dion

STATE OF MINNESOTA

COUNTY OF RAMSEY

In the matter of the Proposed Adoption
of Rules of the State Department of
Public Safety Governing the Registration
& Licensing of Bicycles.

AFFIDAVIT OF MAILING

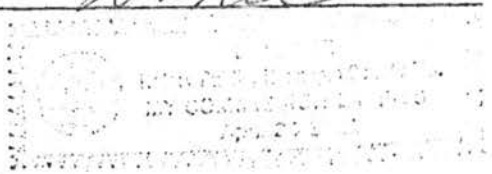
Barbara Mittelstadt, being first duly sworn, deposes and says:

That on the 10th day of February, 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 10th day of February, 1977.

Donkee



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STATE OF MINNESOTA
OFFICE OF HEARING EXAMINERS

FOR THE DEPARTMENT OF PUBLIC SAFETY

In the Matter of the Proposed Adoption of Rules of this State Department of Public Safety Relating to the Registration and Licensing of Bicycles.

REPORT OF HEARING EXAMINER

The above-entitled matter came on for hearing on March 16, 1977 at the Transportation Building, St. Paul, before Steve M. Mihalchick, Hearing Examiner appointed by the Chief Hearing Examiner.

Appearing for the Department of Public Safety were Carl Peaslee, Supervisor of Bicycle Registration, and Frederick Suhler, Special Assistant Attorney General.

Public speakers at the hearing were: Jeff Green and Tom Fitzhenry both of the City of Minneapolis Bicycle Recovery Center.

The hearing continued until all interested persons had an opportunity to be heard concerning the adoption of the proposed rules.

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 of Public Safety 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 of Public Safety on the issues of substantial changes in the rules 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

PROCEDURAL REQUIREMENTS

1. On February 7, 1977 the Department filed the following documents with the Chief Hearing Examiner:

(a) A copy of the proposed rules;
(b) A proposed Order for Hearing;
(c) A proposed Notice of Hearing; and
(d) A Statement of the estimated length and number of people attending the hearing.

2. On February 15, 1977 a Notice of Hearing and a copy of the proposed rules were published at 1 State Register 1208.

3. On February 10, 1977 the Department mailed the Notice of Hearing to all persons and associations who had registered their names with the Secretary of State for the purpose of receiving such notice.

4. On February 18, 1977 the Department filed the following documents:

(a) The Notice of Hearing as mailed;
(b) The Affidavit of Receipt of the Secretary of State's list;
(c) The Affidavit of Mailing;
(d) The Secretary of State's Certificate;
(e) The Statement of Need; and
(f) The Statement of Evidence, including the names of witnesses to be called.

5. On February 25, 1977 the Department filed the following documents:

(a) An amended Affidavit of Receipt of the Secretary of State's List;
(b) The Order for Hearing;
(c) The Secretary of State's List.

The documents were available for inspection at the Office of Hearing Examiners from the date of filing to the date of the hearing. No one inspected the documents prior to the hearing.

6. The record remained open through April 5, 1977 for the receipt of written comments and statements. One comment was received during that period and that was from the Minnesota-Dakotas Retail Hardware Association.

STATUTORY AUTHORITY

7. 1976 Minn. Laws, Ch. 199, (codified Minn. Stat. Ch. 168C) is an Act relating to and promoting the use of bicycles and providing among other things for a statewide bicycle registration system. Minn. Stat. § 168C.01 is the general policy statement of the Act.

After reciting the benefits of bicycles and finding that increased bicycle usage should be encouraged, the section provides:

> "However, the growth in the popularity of the bicycle as a mode of transportation and as a recreational vehicle has lead to an increase in the number of bicycle thefts. To more effectively deal with the problems associated with theft and to aid in the recovery of stolen bicycles, a statewide bicycle registration system is hereby created."

8. Minn. Stat. § 168C.12 provides:

> "ADMINISTRATION. The Commissioner shall adopt rules and regulations for the implementation and administration of this Act no later than January 1, 1977."

9. Mr. Peaslee testified that due to time and personnel restraints, the rules could not be developed in time to satisfy the statutory directive.

NEED FOR AND REASONABLENESS OF THE PROPOSED RULES

10. Minn. Rules MoVeh 70 and 71, Purpose and Scope, are reasonable introductory statements that are needed to clarify the fact that the following rules are intended to implement the Act.

11. MoVeh 72, Definitions, defines "Central Office," "Division" and "Registrar" as specific offices within the Department of Public Safety. They are needed to prevent misinterpretations of the terms as used in the succeeding rules.

12. MoVeh 73 states the items that must be included in the application for registration. It reasonably requires those items stated in Minn. Stat. § 168C.03 and adds the requirements of certain bicycle characteristics which will aid in the identification of a given bicycle and the owner's date of birth which will aid in differentiating persons in case of duplicate names. The Department is specifically authorized by Minn. Stat. § 168C.03 to require information on the application in addition to that specified in the statute.

13. MoVeh 74, Replacement Licenses and Registration Cards, reasonably states that the registrar may issue a new bicycle license or registration card upon receiving a written statement from the owner setting forth the circumstances of the lost, theft, or defacement of the original license or registration card. Minn. Stat. §168C.07 requires such replacements to be issued "upon a satisfactory showing." A written statement from the owner is a reasonable means

of making a satisfactory showing.

14. MoVeh 75, Proof of Ownership, implements the provisions of Minn. Stat. § 168C.04. The statute states:

> "Proof of purchase shall be required for registration. Bicycles lacking proof of purchase shall be registered if there is no evidence that such bicycle is stolen. However, the registration record shall be marked to indicate that no proof of purchase was provided. The registration of a bicycle shall be valid for a term of three calendar years."

15. MoVeh 75A. provides that three items will be considered proper proof of ownership: (1) a receipt from the bicycle dealer containing specified items (the proof of purchase), (2) a Minnesota bicycle registration card, or (3) a registration card or ownership document issued by a political subdivision that had been licensing bicycles prior to March 1, 1977. The first item is that required by the statute. The second item would be used upon renewal after three years. The third type of proof is necessary and reasonable to ease the transition into the state registration system.

16. MoVeh 75 B. provides that if no proof of ownership has been supplied no license will be issued until a check of the stolen files has been made. MoVeh 75 C. provides that, if the bicycle is not listed as stolen, a license will be issued but the records and registration card will be marked to indicate that no proof of ownership was supplied. The indicator will be removed at the end of three years upon renewal. The Retail Hardware Association commented that the duties of the deputy registrar should be more clearly spelled in this section. They suggested that the standards listed in MoVeh 75A. should be incorporated in MoVeh 75B. It appears to the Examiner that the standards in MoVeh 75 A. are sufficiently clear. However, it appears unclear to the Examiner as to what a deputy registrar should do if he receives an application without proof of ownership. The deputy registrar, who in most cases is a bicycle dealer, would not have access to the Department's stolen file. Is he supposed to call the central office? Is he supposed to forward the application to the central office without issuing a license? Or is he supposed to send the applicant away? The rule is unreasonable because it is silent on

this point, It should be modified to spell out the actions a deputy registrar should take and under what conditions those actions should be taken.

17. There was a considerable amount of discussion at the hearing that the entire registration system could be meaningless if no provision was made for inspecting bicycles and checking serial numbers at the time of application. The Department's position was that it was not feasible to adopt such a requirement at this time. Generally, there are not sufficient numbers of people qualified to make such inspections and it would create a considerable burden upon the deputy registrars. The general problem that exists is that there are no uniform requirements placed on manufacturers for placing serial numbers on bicycles.

18. MoVeh 76 describes how applications will be handled at the Central Office in the Transportation Building in St. Paul. The Central Office will not accept applications by mail for a license, duplicate license, or duplicate registration card. It has been the experience of the Department in dealing with motor vehicle registrations that 30 percent of such applications contain errors and must be returned to the Applicant to be properly completed and corrected. This, of course, caused undue delays. Requiring these applications to be sumitted in person places no undue burden upon the public because there are over 360 registrars and deputy registrars located within the State. They can check the applications for correctness and completeness and issue licenses immediately. The central office will accept applications for transfer of ownership or notifications of change of address. Minn. Stat. § 168C.05 and .06 require such transfers and changes of address to be reported to the Commissioner within 14 days of their occurrence. Allowing such transactions to be completed by mail would encourage compliance with the statutes. Further, it has been the Department's experience with motor vehicle registration that the error rate in such applications is only seven percent.

19. MoVeh 77 states that a license will be valid for three years commencing from the year the license is issued and that licenses will be renewable every three calendar years. This rule

is necessary to make it clear that the registration period encompasses the entire year of issue regardless of the time of year that the license is purchased.

20. MoVeh 78 states that the license will be placed on the bicycle frame below the seat on the lefthand side of the bicycle facing outward. A uniform location for a license is required to enable law enforcement agencies to rapidly find the license and to determine the license status of a bicycle.

21. MoVeh 79 provides that refunds will be handled pursuant to Minn. Stat. §16A.48. No provision was made in the Act for refunds and, therefore, refunds may be made only under the general provisions of the law. Such provisions are found in the cited section.

22. MoVeh 80 provides that an assigned serial number must be stamped or otherwise permanently attached to the crank housing of the bicycle by the owner. Again, a uniform location is necessary to allow for ease of identification. The location specified in the rule is that used by a number of bicycle manufacturers and is the area of the bicycle where the frame is the strongest.

23. MoVeh 81 concerns the reports and deposits required of motor vehicle and bicycle deputy registrars. The rule requires motor vehicle deputy registrars to deposit fees collected in their regular state depository daily. This is what they are required to do in their motor vehicle registration duties. Bicycle deputy registrars (again, normally bicycle dealers) may make their deposits in the form of a check payable to the "State Treasurer". This provision avoids the necessity of having to set up state depositories in all the various cities in which there are bicycle deputies. The timing of the deposit of state fees and reports is the only provision of these rules about which there was any controversy. MoVeh 81 B. provides: "Bicycle deputy registrars shall deposit state fees collected whenever the total fees reach $50 or each Firday whichever comes first." The $50 requirement is based on Minn. Stat. §16.18. That section provides:

> "All receipts from any source shall be deposited with the State Treasurer each day, except as otherwise provided by law, and unless such receipts are under $50 in which event payment may be deferred until they aggregate such sum...."

The Retail Hardware Association has no objection to the $50 requirements, but does object strenuously to the weekly requirement. Their objection is primarily to the paperwork involved in submitting such a report. They cite three reasons for their objection:

> "1. A dealer who chooses to be a bicycle deputy registrar may sell only a small number of bicycles a week, and then only in the prime selling seasons (spring and just before Christmas). This dealer might desire, as a convenience to his customers. to offer registration in his store. If he were to submit one check per week to the State, for bicycles he sells he would be doing so at the very peak of his annual business volume (spring and Christmas) at a time when he spends considerable overtime in his store already and when checks often do not get written as frequently as in normal periods. The small retailer would be likely to find compliance with requirement to be highly difficult, if not prohibitive.
>
> "2. If this dealer is in a small town or a rural area, he might be the only such bicycle deputy registrar for miles around (from nearest motor vehicle deputy registrar) and this the only place where a citizen could register a bicycle without driving a long distance, thereby using up gasoline and added expense to register a bicycle.
>
> "3. Friday and Saturdays are the busiest days in a hardware store, as customers prepare for a weekend do-it-yourself projects and get their needed supplies from hardware stores. For this reason, too, checks to be written and forms to be prepared would be difficult for the small retailer on Friday."

The association offers three alternatives: (1) Filing of fees and forms twice monthly; (2) Filing of fees and forms within 15 days of a transaction, including all such transactions that occur within that period; or (3) Filing of fees and forms within 10 days in person or in mail to the nearest Motor Vehicle Deputy Registrar. The Department based its weekly requirement on the fact that it is quite conceivable that some deputies will not collect $50 in fees for a number of weeks and that is is necessary to avoid unnecessary delays in the processing of the applications which could result in inconvenience to the public and potential defeat of the registration system. In view of the alternatives which the Hardware Association offers and which they believe would be acceptable to their members, the Examiner finds that the requirement for weekly reporting on Fridays is unreasonable. Any of the alternatives offered by the Association would add, at a maximum, one week to the delay of any application. It would appear that

the public interest would best be served by adopting one of the alternatives, because more retailers who handle bicycles as part of their merchandise and not as their primary product would be inclined to perform deputy registrar duties, thus making the service more widely available to the public. Requiring the weekly deposits will discourage many dealers from becoming registrars, which would inconvenience the public to the point of discouraging bicycle registration. The Examiner would recommend that the Department adopt one of the alternatives offered by the Hardware Association in lieu of their proposed rules.

24. MoVeh 82 requires each deputy to semi-annually submit a report of the complete inventory of "stickers" on hand. Such inventories are necessary to determine stock on hand, verify deputy sales, and provide for accountability of each deputy. Requiring the report semi-annually is reasonable. The Examiner would note that the word "stickers" appears nowhere else in the rules and would suggest that it be replaced by the word "licenses."

CONCLUSIONS

1. Due, timely, and adequate notice of the hearing was properly served and published by the Department. All other substantive and procedural requirements of statute and rule have been fulfilled.

2. The Department has demonstrated its statutory authority to adopt the proposed rules.

3. Except for the deficiencies of proposed Minn. Rules MoVeh 75 B. and C. and 81 B., noted in Findings 16 and 23, the Department has demonstrated the need for and reasonableness of the proposed rules.

RECOMMENDATIONS

The Examiner recommends that the proposed rules be modified as suggested in the Findings and that, so modified, they be adopted.

Dated this 15th day of April, 1977.

STEVE M. MIHALCHICK
Hearing Examiner

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 Registration and Licensing of Bicycles.

FINDINGS OF FACT

The above-entitled matter came on for hearing before Steve M. Mihalchick, Office of Hearing Examiners of the State of Minnesota on the 16th day of March, 1977, at 9:00 a.m. in Room B9 Transportation Building, St. Paul, Minnesota, 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

Edw G Novak

COMMISSIONER OF PUBLIC SAFETY

5-17-77

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 Registration and Licensing of Bicycles.

ORDER ADOPTING RULES

The above-entitled matter came on for hearing before the Commissioner of Public Safety of the State of Minnesota on the 16th day of March, 1977, at 9:00 a.m. in Room B9 Transportation Building, St. Paul, Minnesota, 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 MoVeh 70-99 are adopted this 17th day of May, 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

STATE OF MINNESOTA

OFFICE OF HEARING EXAMINERS

ROOM 300 – 1745 UNIVERSITY AVENUE
ST. PAUL, MINNESOTA 55104
(612) 296-6910

April 15, 1977

Ms. Diane Hamilton
Management Analyst
Department of Public Safety
Transportation Building
St. Paul, Minnesota 55155

RE: In the Matter of the Proposed Adoption of Rules of this State Department of Public Safety Relating to the Registration and Licensing of Bicycles.

Our File No. DPS-77-005-SM

Dear Ms. Hamilton:

Enclosed is the official record in this matter including the Report of the Hearing Examiner. Please forward it to the appropriate authority for final action.

Yours very truly,

STEVE M. MIHALCHICK
Hearing Examiner

SMM/ef

Encl: (1) File
(2) Report

Marked Exhibits attached

AN EQUAL OPPORTUNITY EMPLOYER

STATE OF MINNESOTA)
(ss.
COUNTY OF RAMSEY)

AFFIDAVIT OF SERVICE

Estella Farmer, being first duly sworn, deposes and says that on the 15th day of April 1977, at the City of St. Paul, County of Ramsey, State of Minnesota, she served the attached Report of Hearing Examiner File No. DPS-77-005-SM

unstamped, by placing in the designated tray to be collected by messenger for delivery to the central mailing station as required by Minn. Stat., § 16.54 (1974), a true and correct copy thereof on all persons at the addresses shown on the attached mailing list.

Estella Farmer

Subscribed and sworn to before me
this 15th day of April, 1977.

Sandra A. Haven

SANDRA A. HAVEN
NOTARY PUBLIC-MINNESOTA
RAMSEY COUNTY
My Comm. Expires July 29, 1983

Ms. Diane Hamilton
Management Analyst
Department of Public Safety
Transportation Building
St. Paul, Minnesota 55155

Mr. Tom Fitzhenry and
Mr. Jeff Green
Minneapolis Bicycles Recovery Center
2908 Emerson Avenue South
MInneapolis, Minnesota

Mr. Gary L. Larson
Executive Director
Minnesota-Dakota Retail Hardware Association
3033 Excelsior Boulevard
Minneapolis, Minnesota 55416

STATE OF MINNESOTA
OFFICE OF HEARING EXAMINERS

Re: In the Matter of the Proposed Adoption of Rules of this State Department of Public Safety Relating to the Registration and Licensing of Bicycles.

CERTIFICATION OF OFFICIAL RECORD

Docket No. DPS-77-005-SM

I, Steve M. Mihalchick , Hearing Examiner in the above-entitled matter, do hereby certify that the items identified on the attached list(s) constitute the entire official record in the above-entitled matter to date.

All the listed items are enclosed herewith unless specifically excepted below.

Exceptions:

( ) None.

(X) The original transcript of the proceedings herein was previously delivered.

( ) The proceedings have not been transcribed. The reporter's notes or recording tapes will be maintained until the time for appeal has run.

( ) Other exceptions:

Dated: 4/15/77

Steve Mihalchick

DOCKET DPS-77-005-SM

DATE 3-16-77 Record Documents

TITLE DPS Rules re: Registration + Licensing of Bicycles

EXHIBIT	PARTY Dept's	PARTY Public's	MARKED	REC'D	OBJECTION
Copy of Proposed Rules	A		✓	2-7-77	no date stamp, recvd by Examiner 2/7/77, filed sometime prior to that date.
Proposed Order	B		✓	"	
Proposed Notice	C		✓	"	
Proposed Statement of Need	D		✓	"	
Letter Est 10 persons	E		✓	"	
1. S.R. 1208 (2-15-77)	F		✓	2-15-77	
Notice of Hearing as mailed	G		✓	2-18-77	
Aff't of receipt of S/S list (2-9-77)	H		✓	"	(Amended [redacted] in Ex O)
S/S cert (2-10-77)	I		✓	"	
Aff't of Mailing (2-10-77)	J		✓	"	
Statement of Need	K		✓	"	
Names of Agency Reps	L		✓	"	
Statement of Evidence	M		✓	"	
Copy of Proposed Rules	N		✓	"	
Amended Aff't receipt of list	O		✓	2-25-77	
Order for Hearing	P		✓	"	
S/S list	Q		✓	"	
Transcript	-	-	-	3-21-77	
MN/DAK RHA			✓	4-5-77	
Hearing Register	-	-	-	3-16-77	
Examiner's Report	-	-	-	4-15-77	
Aff't of Service	-	-	-	4-15-77	

MINNESOTA DEPARTMENT OF PUBLIC SAFETY

DIVISION OF MOTOR VEHICLES

Chapter Five: Bicycle Registration: Applications, Issuance, Transfer, Refunds, Motor Vehicle Deputy Registrars, and Bicycle Deputy Registrars.

MoVeh 70 PURPOSE

The purpose of these rules is to implement and provide effective administration for the registration and licensing of bicycles as provided by Laws 1976, Chapter 199.

MoVeh 71 SCOPE

The scope of these regulations is intended to be consistent with the provisions of Laws 1976, Chapter 199.

MoVeh 72 DEFINITIONS

For the purposes of these rules, the following terms shall have the meanings ascribed to them:

A. Central Office: The main office of the Division of Motor Vehicles located in the Transportation Building, St. Paul.

B. Division: The Division of Motor Vehicles of the Department of Public Safety of the State of Minnesota.

C. Registrar: The registrar of motor vehicles of the State of Minnesota.

MoVeh 73 APPLICATION, CONTENTS

The application will contain the owners name, address, and signature, the name and address of the person from whom purchased, the date of purchase, the date of registration, the make and serial number of the bicycle, the owner's date of birth, the number of wheels, wheel size (diameter), number of gears, and the type of frame of the bicycle being licensed.

MoVeh 74 REPLACEMENT LICENSES AND REGISTRATION CARDS

In the event of loss, theft, or defacement of the bicycle license or registration card issued, the registrar, upon receiving a written statement from the owner setting forth the circumstances, may issue a new bicycle license or registration card. The fee required by M.S. 168C.07 shall be paid.

Dept's Exhibit No. A
File No. OPS-77-005-SM
Date 2/1/77

MoVeh 75 PROOF OF OWNERSHIP

A. The following will be considered proper proof of ownership:

1. The receipt from a bicycle dealer showing the buyer's name and address, the brand name and serial number of the bicycle, the date of sale, and the dealer's signature.
2. A Minnesota bicycle registration card.
3. A registration card or ownership document issued by a political subdivision that had been licensing bicycles prior to March 1, 1977.

B. If no proof of ownership has been supplied, no license will be issued until a check of the stolen files has been made.

C. If no proof of ownership is supplied and the bicycle is not listed as stolen, a license will be issued and the records and registration card will be marked to indicate no proof of ownership was supplied. When the license is renewed at the end of three years, the indicator that no proof of ownership was supplied will be removed from both the record and the registration card.

MoVeh 76 LICENSE ISSUE, CENTRAL OFFICE

A. No applications will be accepted by mail for license, duplicate license, or duplicate registration card.

B. Applications for transfer of ownership or change of address will be accepted through the mail.

C. Applications of all types brought to the central office in person will be accepted.

MoVeh 77 EXPIRATION AND RENEWAL OF LICENSES

A. A license will be valid for three years commencing from the year the license is issued.

B. Licenses will be renewable every three calendar years.

MoVeh 78 LOCATION OF LICENSE

The license will be placed on the bicycle frame, below the seat, on the left hand side of the bicycle facing outward.

MoVeh 79 REFUNDS

Refunds will be handled pursuant to M.S. 6.136. 16A.48

MoVeh 80 ASSIGNED SERIAL NUMBER, LOCATION

An assigned serial number must be stamped or otherwise permanently attached to the crank housing of the bicycle by the owner.

MoVeh 81 MOTOR VEHICLE AND BICYCLE DEPUTY REGISTRARS, REPORTS AND DEPOSITS

A. Motor vehicle deputy registrars shall deposit state fees collected daily in the state depository in which they deposit other state fees collected.

B. Bicycle deputy registrars shall deposit state fees collected whenever the total fees reach $50 or each Friday, whichever comes first.

C. Bicycle deputy registrar deposits will be in the form of a check payable to the State Treasurer. The check will be submitted to the Division with the deputy's report.

D. Motor vehicle and bicycle deputy registrars will submit with each deposit, a report listing all transactions accepted since the last report.

MoVeh 82 MOTOR VEHICLE AND BICYCLE DEPUTY REGISTRARS, INVENTORIES

Each deputy on June 30 and December 31 or each year, shall submit to the division a report on the complete inventory of stickers on hand.

MoVeh 83 - 99: Reserved for future use.

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 Registration and Licensing of Bicycles.

ORDER FOR HEARING

To effectively implement Laws 1976, Chapter 199, 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 Minn. Stat. 299A.01, subd. 6 (1974).

NOW, THEREFORE, IT IS ORDERED this 20th day of January, 1977, that a public hearing on the proposed rules captioned above be held in Room B9 Transportation Building, St. Paul, MN on March 16, 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.

STATE OF MINNESOTA
DEPARTMENT OF PUBLIC SAFETY

COMMISSIONER OF PUBLIC SAFETY

Dept's Exhibit No. B
File No.
Date 2/7/77

EXHIBIT C

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 Registration and Licensing of Bicycles.

NOTICE OF HEARING

Notice is hereby given that a public hearing in the above-entitled matter will be held in Room B9 Transportation Building, St. Paul, MN 55155, on March 16, 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 Steve Mihalchick, Office of Hearing Examiners, 1745 University Ave., 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: Administrative procedures for the registration and licensing of bicycles. Specifically, the proposed rules provided for the contents of application forms; proof of ownership; issuance, expiration and renewal of licenses; refunds; bicycle deputy registrars, reports, inventories, and deposits; location of license and serial number; and replacement licenses.

The department's authority to promulgate the proposed rules is contained in Laws 1976, Chapter 199. One free copy of the proposed rules are 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 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.

STATE OF MINNESOTA
DEPARTMENT OF PUBLIC SAFETY

Dept's Exhibit No. C
File No.
Date 2/7/77

COMMISSIONER OF PUBLIC SAFETY

DATE

STATE OF MINNESOTA

BEFORE EDWARD G. NOVAK

COUNTY OF RAMSEY

COMMISSIONER OF PUBLIC SAFETY

In the Matter of Proposed Rules of the State Department of Public Safety Relating to the Registration and Licensing of Bicycles.

STATEMENT OF NEED

In enacting Minnesota Laws 1976, Chapter 199, the Legislature established a program to provide for the licensing and registration of bicycles upon the payment of a $3 fee. This program aims to aid in the recovery of stolen bicycles and should help to reduce the number of bicycles stolen. This program allows political subdivisions to make licensing mandatory. It further allows for the voluntary licensing of a bicycle by any resident of the state. The program also provides extra state revenue.

The proposed rules are based upon Chapter 199. They are designed to specify the requirements that applicants must meet to qualify for a bicycle license, the criteria for duplicate licenses, and the controls to be placed on motor vehicle and bicycle deputy registrars. These provisions will satisfy the requirements of Chapter 199.

The justification establishing the need for and reasonableness of the specific substantive provisions of the rules is as follows:

MoVeh 70 and 71. These sections provide the background information concerning the reason for promulgation of MoVeh 70-99 in order to provide a general idea of the purpose, intent, and scope of the rules.

MoVeh 72. The definitions section is intended to aid in understanding the rules by providing specific meanings to either technical words or to words which could have more than one meaning.

MoVeh 73. The owner's name, address, and signature, the name and address of the person from whom purchased, the date of purchase, the date of registration, and the make and serial number of the bicycle are required by M.S. 168C.03. Date of birth is required to enable division personnel and law enforcement agencies to check for bicycle registrations directly through the computer by the owner's name, with the date of birth serving as a qualifier in case of duplicate names. The data on the bicycle are necessary for identification purposes.

MoVeh 74. M.S. 168C.07 requires satisfactory showing that the license or registration card has been lost, stolen, or destroyed and requires a fee for issuing a duplicate license or registration card.

Dept's Exhibit No. D
File No.
Date 2/1/77

MoVeh 75A. M.S. 168C.04 requires proof of ownership for registration. The division feels these are reasonable proofs of ownership, and are readily available to bicycle owners who have previously registered their bicycles or are purchasing new bicycles. During the initial registration period, a large number of applicants will not have these proofs since the bicycle will have been in the owner's possession for some period of time, however, the statute does provide for licensing of bicycles where no proof of ownership is supplied.

MoVeh 75B. M.S. 178C.04 provides for issuance of a license where no proof of ownership is supplied if there is no evidence that the bicycle is stolen. If a license is issued prior to a check of the stolen files, this provision of the law would not be met. In the event a bicycle is listed as stolen, we will contact the agency that filed the stolen report and advise them that an attempt has been made to license the stolen bicycle.

MoVeh 75C. M.S. 168C.04 requires that if no proof of ownership is provided, a license will be issued if there is no indication that the bicycle is stolen and our records will be marked accordingly. The division feels that if at the end of three years, no information has been received to indicate the bicycle was stolen, the indicator on the records and the registration card can be removed.

MoVeh 76A. Applications of these types require completion of necessary forms and the supplying of additional documentation as well as the payment of necessary fees. Approximately 30% of similar applications currently received by the division's mail issue unit must be returned due to missing documents, incomplete information, incorrect or missing fees, etc. The division believes it will better serve the public if these type of applications are submitted in person to a motor vehicle deputy registrar, a bicycle deputy registrar, or the central office. If the applications are submitted in person, they can be checked immediately by experienced personnel for accuracy and completeness and the correct fees determined. This will prevent the problem of the customer mailing in his application and then having it returned for more information. If additional information is necessary, it is much easier to explain to the customer in person what is needed than it is to try to explain through a letter. Also, if these applications are handled through the mail, additional time and personnel are necessary to handle those applications that must be returned, with the added delay in completing the transaction for the customer.

MoVeh 76B. These transactions require a minimum of paperwork and the only fee to be concerned with is the $.50 service fee. The return rate on similar types of transactions in the division's mail issue unit is 7%. Further, the acceptance of these applications by mail should encourage the filing of transfers and name changes.

MoVeh 76C. This meets the statutory requirement that bicycle owners may apply to the commissioner for registration of a bicycle.

MoVeh 77A. Since M.S. 168C.04 states licenses will be issued for three calendar years, the division feels the registration period must encompass the entire year of issue regardless of the time of year the license is purchased.

MoVeh 77B. Again since M.S. 168C.04 provides that licenses are valid for three calendar years, the licenses would be due for renewal every three years.

MoVeh 78. A uniform location for a license is required to enable law enforcement agencies to rapidly find any license to determine the license status of a bicycle.

MoVeh 79. M.S. 16A.48 states: "Money paid into the state treasury through error or under circumstances such that the state is not legally entitled to retain it, may be refunded upon the submission of a verified claim therefor". Since no provision is made for refunds in Chapter 199, the division believes that M.S. 16A.48 must be applied to refunds of bicycle fees.

MoVeh 80. Auniform location for the serial number will allow rapid identification. This location is used by a number of bicycle manufacturers and is an area of the bicycle where the frame is strongest.

MoVeh 81A. This method of depositing is convenient for the motor vehicle deputies since they are required to make a daily deposit of motor vehicle fees they collect.

MoVeh 81B. M.S. 16.18 requires the deposit of state fees whenever they reach or exceed $50. Since it is conceivable that some deputies would not collect $50 for a number of weeks, the deposit on Friday regardless of total fees collected is necessary to avoid unnecessary delays in the processing of the applications, and subsequent inconvenience to the public and potential defeat of the system.

MoVeh 81C. Deposit by check submitted to the division with the report will eliminate the need for state depositories for each bicycle deputy registrar, a costly system for the anticipated small amounts of deposits to be made by each deputy.

MoVeh 81D. A report of all transactions accepted by the deputy is necessary to verify fees collected, to maintain a running inventory of licenses on hand, and to serve as a resource document.

MoVeh 82. A semi-annual inventory is necessary to determine stock on hand, to verify deputy sales, and for accountability by each deputy.

ADMIN 1000

pPS-77-005 SM

STATE OF MINNESOTA

Office Memorandum

DEPARTMENT PUBLIC SAFETY

TO : Duane Harves
Office of Hearing Examiners

DATE: January 25, 1977

FROM : Diane Hamilton
Management Analyst

PHONE: 7096

SUBJECT: Initiation of Rule-Making Hearing

The proposed documents required by HE 102 and Adm Form 1060 are enclosed for the purpose of initiating a hearing on proposed rules of the Department of Public Safety, entitled Bicycle Registration.

It is proposed that the public hearing be held on March 16, 1977, in Room B9 Transportation Building at 9:00 a.m.

It is expected that 10 persons will attend the hearing.

DH:baz

Enclosure

Dept Exhibit No. E
File No.
Date 2/7/77

Department of Public Safety Division of Motor Vehicles

Proposed Rules Governing the Registration and Licensing of Bicycles

Notice of Hearing

Notice is hereby given that a public hearing in the above-entitled matter will be held in Room B9 Transportation Building, St. Paul, MN, 55155, on March 16, 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 Steve Mihalchick, Office of Hearing Examiners, 1745 University Ave., 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: Administrative procedures for the registration and licensing of bicycles. Specifically, the proposed rules provided for the contents of application forms; proof of ownership; issuance, expiration and renewal of licenses; refunds; bicycle deputy registrars, reports, inventories, and deposits; location of license and serial number; and replacement licenses.

The department's authority to promulgate the proposed rules is contained in Laws of 1976, ch. 199. One free copy of the proposed rules are 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 the 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 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.

Edward G. Novak,
Commissioner

Rules as Proposed

Chapter Five: Bicycle Registration: Applications, Issuance, Transfer, Refunds, Motor Vehicle Deputy Registrars, and Bicycle Deputy Registrars

MoVeh 70 Purpose. The purpose of these rules is to implement and provide effective administration for the registration and licensing of bicycles as provided by Laws of 1976, ch. 199.

MoVeh 71 Scope. The scope of these regulations is intended to be consistent with the provisions of Laws of 1976, ch. 199.

MoVeh 72 Definitions. For the purposes of these rules, the following terms shall have the meanings ascribed to them:

A. Central Office: The main office of the Division of Motor Vehicles located in the Transportation Building, St. Paul.

B. Division: The Division of Motor Vehicles of the Department of Public Safety of the State of Minnesota.

C. Registrar: The registrar of motor vehicles of the State of Minnesota.

MoVeh 73 Application, contents. The application will contain the owners name, address, and signature, the name and address of the person from whom purchased, the date of purchase, the date of registration, the make and serial number of the bicycle, the owner's date of birth, the number of wheels, wheel size (diameter), number of gears, and the type of frame of the bicycle being licensed.

MoVeh 74 Replacement licenses and registration cards. In the event of loss, theft, or defacement of the bicycle license or registration card issued, the registrar, upon

Dept'l5 Exhibit No. F
File No.
Date 2-15-77

receiving a written statement from the owner setting forth the circumstances, may issue a new bicycle license or registration card. The fee required by Minn. Stat. § 168C.07 shall be paid.

MoVeh 75 Proof of ownership.

A. The following will be considered proper proof of ownership:

1. The receipt from a bicycle dealer showing the buyer's name and address, the brand name and serial number of the bicycle, the date of sale, and the dealer's signature.

2. A Minnesota bicycle registration card.

3. A registration card or ownership document issued by a political subdivision that had been licensing bicycles prior to March 1, 1977.

B. If no proof of ownership has been supplied, no license will be issued until a check of the stolen files has been made.

C. If no proof of ownership is supplied and the bicycle is not listed as stolen, a license will be issued and the records and registration card will be marked to indicate no proof of ownership was supplied. When the license is renewed at the end of three years, the indicator that no proof of ownership was supplied will be removed from both the record and the registration card.

MoVeh 76 License issue, central office.

A. No applications will be accepted by mail for license, duplicate license, or duplicate registration card.

B. Applications for transfer of ownership or change of address will be accepted through the mail.

C. Applications of all types brought to the central office in person will be accepted.

MoVeh 77 Expiration and renewal of licenses.

A. A license will be valid for three years commencing from the year the license is issued.

B. Licenses will be renewable every three calendar years.

MoVeh 78 Location of license. The license will be placed on the bicycle frame, below the seat, on the left hand side of the bicycle facing outward.

MoVeh 79 Refunds. Refunds will be handled pursuant to Minn. Stat. § 16A.48.

MoVeh 80 Assigned serial number, location. An assigned serial number must be stamped or otherwise permanently attached to the crank housing of the bicycle by the owner.

MoVeh 81 Motor vehicle and bicycle deputy registrars, reports and deposits.

A. Motor vehicle deputy registrars shall deposit state fees collected daily in the state depository in which they deposit other state fees collected.

B. Bicycle deputy registrars shall deposit state fees collected whenever the total fees reach $50 or each Friday, whichever comes first.

C. Bicycle deputy registrar deposits will be in the form of a check payable to the State Treasurer. The check will be submitted to the Division with the deputy's report.

D. Motor vehicle and bicycle deputy registrars will submit with each deposit, a report listing all transactions accepted since the last report.

MoVeh 82 Motor vehicle and bicycle deputy registrars, inventories. Each deputy on June 30 and December 31 of each year, shall submit to the division a report on the complete inventory of stickers on hand.

MoVeh 83-89: Reserved for future use.

KEY: New rules and material proposed to be added to an existing rule are printed in **boldface.** Material proposed to be deleted from an existing rule is printed in [single brackets]. Underlining indicates additions to proposed rules, while [[double brackets]] indicate matter stricken from proposed rules. Existing material is printed in standard type face.

EXHIBIT C

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 Registration and Licensing of Bicycles.

NOTICE OF HEARING

Notice is hereby given that a public hearing in the above-entitled matter will be held in Room B9 Transportation Building, St. Paul, MN 55155, on March 16, 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 Steve Mihalchick, Office of Hearing Examiners, 1745 University Ave., 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: Administrative procedures for the registration and licensing of bicycles. Specifically, the proposed rules provided for the contents of application forms; proof of ownership; issuance, expiration and renewal of licenses; refunds; bicycle deputy registrars, reports, inventories, and deposits; location of license and serial number; and replacement licenses.

The department's authority to promulgate the proposed rules is contained in Laws 1976, Chapter 199. One free copy of the proposed rules are 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 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.

STATE OF MINNESOTA
DEPARTMENT OF PUBLIC SAFETY

Dept's Exhibit No. 6
File No.
Date 2-18-77

Edward G. Novak
COMMISSIONER OF PUBLIC SAFETY

1-24-77
DATE

EXHIBIT E

RECEIVED
FEB 18 1977
OFFICE OF HEARING EXAMINERS

STATE OF MINNESOTA

COUNTY OF RAMSEY

In the matter of the Proposed Adoption of Rules of the State Department of Public Safety Governing the Registration & Licensing of Bicycles.

AFFIDAVIT OF RECEIPT OF SECRETARY OF STATE'S LIST

Beverly Zollars, 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 9th day of February 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 Minn. Stat. 15.0412 (1974)

3) That on the 9th day of February, 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.

Beverly A. Zollars

Subscribed and sworn to before me this 10th day of February 1977.

ROY W. PETERSON
Notary Public, Ramsey County, Minn.
MY COMMISSION EXPIRES
June 8, 1979

Roy W. Peterson

Dept's Exhibit No. 4
File No.
Date 2-18-77

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 Registration
& Licensing of Bicycles.

CERTIFICATE

I hereby certify that the enclosed 505 general labels and Public Safety list constitute the complete list of persons, associations, and other interested groups who as of 9:30 o'clock A M., this 16th day of February, 1977, have requested pursuant to Minn. Stat. 15.0412, Subd 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 Cecil Dion

Dept's Exhibit No. I
File No.
Date 2-18-77

EXHIBIT F

RECEIVED
FEB 18 1977
OFFICE OF HEARING
EXAMINERS

STATE OF MINNESOTA

COUNTY OF RAMSEY

In the matter of the Proposed Adoption of Rules of the State Department of Public Safety Governing the Registration & Licensing of Bicycles.

AFFIDAVIT OF MAILING

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

That on the 10th day of February, 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 10th day of February, 1977.

DNRee

Notary Public, Ramsey County, Minn.
MY COMMISSION EXPIRES
April 24 1981

Dept's Exhibit No. J
File No.
Date 2-18-77

EXHIBIT B

STATE OF MINNESOTA

BEFORE EDWARD G. NOVAK

COUNTY OF RAMSEY

COMMISSIONER OF PUBLIC SAFETY

In the Matter of Proposed Rules of the State Department of Public Safety Relating to the Registration and Licensing of Bicycles.

STATEMENT OF NEED

In enacting Minnesota Laws 1976, Chapter 199, the Legislature established a program to provide for the licensing and registration of bicycles upon the payment of a $3 fee. This program aims to aid in the recovery of stolen bicycles and should help to reduce the number of bicycles stolen. This program allows political subdivisions to make licensing mandatory. It further allows for the voluntary licensing of a bicycle by any resident of the state. The program also provides extra state revenue.

The proposed rules are based upon Chapter 199. They are designed to specify the requirements that applicants must meet to qualify for a bicycle license, the criteria for duplicate licenses, and the controls to be placed on motor vehicle and bicycle deputy registrars. These provisions will satisfy the requirements of Chapter 199.

The justification establishing the need for and reasonableness of the specific substantive provisions of the rules is as follows:

MoVeh 70 and 71. These sections provide the background information concerning the reason for promulgation of MoVeh 70-99 in order to provide a general idea of the purpose, intent, and scope of the rules.

MoVeh 72. The definitions section is intended to aid in understanding the rules by providing specific meanings to either technical words or to words which could have more than one meaning.

MoVeh 73. The owner's name, address, and signature, the name and address of the person from whom purchased, the date of purchase, the date of registration, and the make and serial number of the bicycle are required by M.S. 168C.03. Date of birth is required to enable division personnel and law enforcement agencies to check for bicycle registrations directly through the computer by the owner's name, with the date of birth serving as a qualifier in case of duplicate names. The data on the bicycle are necessary for identification purposes.

MoVeh 74. M.S. 168C.07 requires satisfactory showing that the license or registration card has been lost, stolen, or destroyed and requires a fee for issuing a duplicate license or registration card.

Dept's Exhibit No. K
File No.
Date 2-18-77

MoVeh 75A. M.S. 168C.04 requires proof of ownership for registration. The division feels these are reasonable proofs of ownership, and are readily available to bicycle owners who have previously registered their bicycles or are purchasing new bicycles. During the initial registration period, a large number of applicants will not have these proofs since the bicycles will have been in the owner's possession for some period of time, however, the statute does provide for licensing of bicycles where no proof of ownership is supplied.

MoVeh 75B. M.S. 168C.04 provides for issuance of a license where no proof of ownership is supplied if there is no evidence that the bicycle is stolen. If a license is issued prior to a check of the stolen files, this provision of the law would not be met. In the event a bicycle is listed as stolen, we will contact the agency that filed the stolen report and advise them that an attempt has been made to license the stolen bicycle.

MoVeh 75C. M.S. 168C.04 requires that if no proof of ownership is provided, a license will be issued if there is no indication that the bicycle is stolen and our records will be marked accordingly. The division feels that if at the end of three years, no information has been received to indicate the bicycle was stolen, the indicator on the records and the registration card can be removed.

MoVeh 76A. Applications of these types require completion of necessary forms and the supplying of additional documentation as well as the payment of necessary fees. Approximately 30% of similar applications currently received by the division's mail issue unit must be returned due to missing documents, incomplete information, incorrect or missing fees, etc. The division believes it will better serve the public if these type of applications are submitted in person to a motor vehicle deputy registrar, a bicycle deputy registrar, or the central office. If the applications are submitted in person, they can be checked immediately by experienced personnel for accuracy and completeness and the correct fees determined. This will prevent the problem of the customer mailing in his application and then having it returned for more information. If additional information is necessary, it is much easier to explain to the customer in person what is needed than it is to try to explain through a letter. Also, if these applications are handled through the mail, additional time and personnel are necessary to handle those applications that must be returned, with the added delay in completing the transaction for the customer.

MoVeh 76B. These transactions require a minimum of paperwork and the only fee to be concerned with is the $.50 service fee. The return rate on similar types of transactions in the division's mail issue unit is 7%. Further, the acceptance of these applications by mail should encourage the filing of transfers and name changes.

MoVeh 76C. This meets the statutory requirement that bicycle owners may apply to the commissioner for registration of a bicycle.

MoVeh 77A. Since M.S. 168C.04 states licenses will be issued for three calendar years, the division feels the registration period must encompass the entire year of issue regardless of the time of year the license is purchased.

MoVeh 77B. Again since M.S. 168C.04 provides that licenses are valid for three calendar years, the licenses would be due for renewal every three years.

MoVeh 78. A uniform location for a license is required to enable law enforcement agencies to rapidly find any license to determine the license status of a bicycle.

MoVeh 79. M.S. 16A.48 states: "Money paid into the state treasury through error or under circumstances such that the state is not legally entitled to retain it, may be refunded upon the submission of a verified claim therefor". Since no provision is made for refunds in Chapter 199, the division believes that M.S. 16A.48 must be applied to refunds of bicycle fees.

MoVeh 80. Auniform location for the serial number will allow rapid identification. This location is used by a number of bicycle manufacturers and is an area of the bicycle where the frame is strongest.

MoVeh 81A. This method of depositing is convenient for the motor vehicle deputies since they are required to make a daily deposit of motor vehicle fees they collect.

MoVeh 81B. M.S. 16.18 requires the deposit of state fees whenever they reach or exceed $50. Since it is conceivable that some deputies would not collect $50 for a number of weeks, the deposit on Friday regardless of total fees collected is necessary to avoid unnecessary delays in the processing of the applications, and subsequent inconvenience to the public and potential defeat of the system.

MoVeh 81C. Deposit by check submitted to the division with the report will eliminate the need for state depositories for each bicycle deputy registrar, a costly system for the anticipated small amounts of deposits to be made by each deputy.

MoVeh 81D. A report of all transactions accepted by the deputy is necessary to verify fees collected, to maintain a running inventory of licenses on hand, and to serve as a resource document.

MoVeh 82. A semi-annual inventory is necessary to determine stock on hand, to verify deputy sales, and for accountability by each deputy.

STATE OF MINNESOTA
DEPARTMENT OF PUBLIC SAFETY

Edward G. Novak
COMMISSIONER OF PUBLIC SAFETY

1-24-77
DATE

ADMIN 1200

STATE OF MINNESOTA

DEPARTMENT Public Safety

Office Memorandum

TO : Duane Harves
Offices of Hearing Examiner

DATE: February 18, 1977

Received 2-18-77 DH

FROM : Diane Hamilton
Management Analyst

PHONE: 7096

RECEIVED
FEB 18 1977
OFFICE OF HEARING EXAMINERS

SUBJECT: Rule-Making Documents

The documents required by HE 103 are enclosed for the hearing on proposed regulations of the Department of Public Safety, entitled Bicycle Registration. The hearing will be held on March 16, 1977, in Room B9 Transportation, at 9:00 A.M.
The following Department of Public Safety personnel will be present at the Hearing:

Carl E. Peaslee

Kenneth A. Dirkzwager

Donald N. Lee

The following witnesses will appear at the hearing on the behalf of the Department of Public Safety:

None

Dept's Exhibit No. 1
File No.
Date 2-18-77

EXHIBIT B

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE EDWARD G. NOVAK

COMMISSIONER OF PUBLIC SAFETY

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FEB 18 1977
OFFICE OF HEARING
EXAMINERS

In the Matter of the Proposed Rules of the Department of Public Safety Relating to the Registration of Bicycles.

STATEMENT OF EVIDENCE

The proposed rules captioned above are being considered for adoption to effectively implement Laws 1976, Chapter 199.

No specific testimony will be presented by the Department of Public Safety on behalf of the proposed rules other than the Statement of Need. Department representatives will be prepared to answer questions; however, all substative facts supporting the need for the reasonableness of the proposed rules are contained in full in the Statement of Need.

STATE OF MINNESOTA
DEPARTMENT OF PUBLIC SAFETY

Edward G. Novak
COMMISSIONER OF PUBLIC SAFETY

2/18/77
DATE

Dept's Exhibit No. M
File No.
Date 2-18-77

MINNESOTA DEPARTMENT OF PUBLIC SAFETY

DIVISION OF MOTOR VEHICLES

Chapter Five: Bicycle Registration: Applications, Issuance, Transfer, Refunds, Motor Vehicle Deputy Registrars, and Bicycle Deputy Registrars.

MoVeh 70 PURPOSE

The purpose of these rules is to implement and provide effective administration for the registration and licensing of bicycles as provided by Laws 1976, Chapter 199.

MoVeh 71 SCOPE

The scope of these regulations is intended to be consistent with the provisions of Laws 1976, Chapter 199.

MoVeh 72 DEFINITIONS

For the purposes of these rules, the following terms shall have the meanings ascribed to them:

A. Central Office: The main office of the Division of Motor Vehicles located in the Transportation Building, St. Paul.

B. Division: The Division of Motor Vehicles of the Department of Public Safety of the State of Minnesota.

C. Registrar: The registrar of motor vehicles of the State of Minnesota.

MoVeh 73 APPLICATION, CONTENTS

The application will contain the owners name, address, and signature, the name and address of the person from whom purchased, the date of purchase, the date of registration, the make and serial number of the bicycle, the owner's date of birth, the number of wheels, wheel size (diameter), number of gears, and the type of frame of the bicycle being licensed.

MoVeh 74 REPLACEMENT LICENSES AND REGISTRATION CARDS

In the event of loss, theft, or defacement of the bicycle license or registration card issued, the registrar, upon receiving a written statement from the owner setting forth the circumstances, may issue a new bicycle license or registration card. The fee required by M.S. 168C.07 shall be paid.

Dept's Exhibit No. N

File No.

Date 2-18-77

MoVeh 75 PROOF OF OWNERSHIP

A. The following will be considered proper proof of ownership:

1. The receipt from a bicycle dealer showing the buyer's name and address, the brand name and serial number of the bicycle, the date of sale, and the dealer's signature.
2. A Minnesota bicycle registration card.
3. A registration card or ownership document issued by a political subdivision that had been licensing bicycles prior to March 1, 1977.

B. If no proof of ownership has been supplied, no license will be issued until a check of the stolen files has been made.

C. If no proof of ownership is supplied and the bicycle is not listed as stolen, a license will be issued and the records and registration card will be marked to indicate no proof of ownership was supplied. When the license is renewed at the end of three years, the indicator that no proof of ownership was supplied will be removed from both the record and the registration card.

MoVeh 76 LICENSE ISSUE, CENTRAL OFFICE

A. No applications will be accepted by mail for license, duplicate license, or duplicate registration card.

B. Applications for transfer of ownership or change of address will be accepted through the mail.

C. Applications of all types brought to the central office in person will be accepted.

MoVeh 77 EXPIRATION AND RENEWAL OF LICENSES

A. A license will be valid for three years commencing from the year the license is issued.

B. Licenses will be renewable every three calendar years.

MoVeh 78 LOCATION OF LICENSE

The license will be placed on the bicycle frame, below the seat, on the left hand side of the bicycle facing outward.

MoVeh 79 REFUNDS

Refunds will be handled pursuant to M.S. 16A.48.

MoVeh 80 ASSIGNED SERIAL NUMBER, LOCATION

An assigned serial number must be stamped or otherwise permanently attached to the crank housing of the bicycle by the owner.

MoVeh 81 MOTOR VEHICLE AND BICYCLE DEPUTY REGISTRARS, REPORTS AND DEPOSITS

A. Motor vehicle deputy registrars shall deposit state fees collected daily in the state depository in which they deposit other state fees collected.

B. Bicycle deputy registrars shall deposit state fees collected whenever the total fees reach $50 or each Friday, whichever comes first.

C. Bicycle deputy registrar deposits will be in the form of a check payable to the State Treasurer. The check will be submitted to the Division with the deputy's report.

D. Motor vehicle and bicycle deputy registrars will submit with each deposit, a report listing all transactions accepted since the last report.

MoVeh 82 MOTOR VEHICLE AND BICYCLE DEPUTY REGISTRARS, INVENTORIES

Each deputy on June 30 and December 31 or each year, shall submit to the division a report on the complete inventory of stickers on hand.

MoVeh 83 - 99: Reserved for future use.

SM

EXHIBIT E

RECEIVED
FEB 25 1977
OFFICE OF HEARING
EXAMINERS

STATE OF MINNESOTA

COUNTY OF RAMSEY

In the matter of the Proposed Adoption of Rules of the State Department of Public Safety Governing the Registration & Licensing of Bicycles.

AFFIDAVIT OF RECEIPT OF SECRETARY OF STATE'S LIST

Beverly Zollars, 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 10th day of February 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 Minn. Stat. 15.0412 (1974)

3) That on the 10th day of February, 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.

Beverly A Zollars

Subscribed and sworn to before me this 17th day of February 1977.

ROY W. PETERSON
Notary Public, Ramsey County, Minn.
MY COMMISSION EXPIRES
June 8, 1979

Roy W. Peterson

Dept's Exhibit No. 0
File No.
Date

EXHIBIT A

RECEIVED
FEB 25 1977
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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 Registration and Licensing of Bicycles.

ORDER FOR HEARING

To effectively implement Laws 1976, Chapter 199, 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 Minn. Stat. 299A.01, subd. 6 (1974).

NOW, THEREFORE, IT IS ORDERED this 20th day of January, 1977, that a public hearing on the proposed rules captioned above be held in Room B9 Transportation Building, St. Paul, MN on March 16, 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.

STATE OF MINNESOTA
DEPARTMENT OF PUBLIC SAFETY

Edward G Novak
COMMISSIONER OF PUBLIC SAFETY

Dept's Exhibit No. P
File No.
Date

PUBLIC SAFETY

RECEIVED
FEB 25 1977
OFFICE OF HEARING
EXAMINERS

Berry, Ed, Box 144, Emmons, Mn. 56029

Dawson, James M., Felhaber,Larson et al, W-1080 1st Natl Bk Bldg.,St.Paul, Mn 551

Matthias, Dr. Howard, 329 Brown Hall, St.Cloud State College, St.Cloud, Mn. 5630

Ostern, Bill, 513 South Section, Spring Valley, Mn. 55975

Pure Power Company, 5917 View Lane, Mpls., Mn. 55436

Sawicki, Walter, 459 Rice Street, St. Paul 55103 Suite 301

Shields, J.B., Driver Ed. Range, 1000 N. Snelling Ave., St.Paul, Mn. 55108

St.Paul Motorcycle Escort Club, Inc., PO Box 3264, St.Paul, Mn. 55101

Thorson, Mork & Henefield, Attorneys, 1st Natl Bank Bldg, Blooming Prairie 55917

Dept's Exhibit No. 9

File No.

Date

366 JACKSON ST
ST PAUL MN
55101

220 GRAIN EX 400 S 4TH
MPLS MN
55415

ALLERS JOHN
1501 W 80TH ST SUITE210
BLOOMINGTON MN
55431

AMER CAMPING ASSN
3639-21/2 ST N.E.
MPLS MN
55418

AM INST PROF GEOLOGISTS
2201 PRINCETON AVE
ST PAUL MN
55105

ANCHOR BLOCK COMPANY
PO BOX 3360
ST PAUL MN
55165

ANDERSON GRAHAM
951 E HENN
MPLS MN
55414

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

ANDERSON HAROLD
BOX 3047
MANKATO MN
56001

ANDERSON JAMES
7703 NORMANDALE RD
MPLS MN
55435

AN[redacted]SON MARY
4425 RUTLEDGE AVE
EDINA MN
55436

ANDERSON STANFORD P
14600 MINNETONKA BLVD
MINNETONKA MN
55343

ANDREW MARK STATE SENATE
235 STATE CAPITOL
ST PAUL MN
55155

ANTHONY DICK WDSM RADIO
230 E SUPR ST
DULUTH MN
55102

ANTI-TRUST DIV.ATTY GEN.
160 STATE OFF BLDG
ST PAUL MN
55155

ARNOLD ROBERT MESPA
41 SHERBURNE
ST PAUL MN
55103

ARROWHEAD REG. DEV COMM.
211 W 2ND ST
DULUTH MN
55802

ARROWHEAD REGIONAL DEV CO
200 ARROWHEAD PLACE
DULUTH MN
55802

ARVER JOHN A
2467 COHANCY
ST PAUL MN
55113

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

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

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

ASSN RESIDENCES FOR RETARDED
459 RICE SUITE 301
ST PAUL MN
5[redacted]3

AUTOMOBILE MFRS ASSN INC
55 SHERBURNE AVE
ST PAUL MN
55103

BABCOCK LOCHER NELSON ET
118 E MAIN ST
ANOKA MN
55303

BADALICH JOHN P
2025 THOMPSON AVE
SO ST PAUL MN
55075

BARRETT FRED
ST LOUIS CO COURT HOUSE
DULUTH MN

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

BATES DENNIS
446 STATE OFF BLDG
ST PAUL MN
55155

BECK PAT
[redacted]

BEECHER EVERETT
[redacted]

BEGALKA D REV
[redacted]

BEMIDJI STATE COLLEGE
[redacted]

BECK PAT
953 HYACINTH AVE
ST PAUL MN
55106

BEECHER EVERETT
10 10 1ST ST SO
HOPKINS MN

BEGALKA D REV
212 N ELK ST
BELLE PLAINE MN
56011

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

BENSONI PETER USW OF AM.
609 PROVIDENCE BLDG.
DULUTH MN

BERGERUD ALF
300 RCANCKE BLDG
MPLS MN
55402

BERGSETH THOMAS
1011 NICOLLET MALL
MPLS MN
55403

BERGUSON & LCFGREN
MN GAS 700 LINDEN W
MPLS MN
55403

BEST FLANAGAN ET AL
4040 IDS CENTER
MPLS MN
55402

BEUTEL RCBERT
2200 SILVER LAKE RD
NEW BRIGHTCN MN
55112

BLADIN PAPER CO W J LICKE
115 1ST ST SW
GRAND RAPIDS MN
55744

BLOMQUIST BARRY L

NORTH BRANCH MN
55056

BLOOMINGTON CITY CLERK
2215 W OLD SHAKOPEE RD
BLOOMINGTON MN
55431

BCHRER DONALD
5880 BACCN AVE
INVER GRCVE H TS
55075

BOLTON MALCOLM
422 ALDRICH AVE NO
MPLS MN
55405

BOWMAN & BRUNS ATTN P MAS
1616 PIONEER BLDG
ST PAUL MN
55101

BREHL JAMES W
332 HAMM BLDG
ST PAUL MN
55102

BRICK PHILIP D
807 SELLWOOD BLDG
DULUTH MN
55802

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

BRIGHAM E M III
PO BOX 237
RED WING MN
55066

BROEKER JOHN
2850METRO DR. SUITE 504
BLOOMINGTON MN
55420

BROOKS WILLIAM F JR
854 MIDLAND BK BLDG
MPLS MN
55401

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

BROWN H D
4961 KINGSBERRY LANE
MINNETONKA MN
55343

BRUBACHER RICHARD COMM ADM
20[illegible]ADM BLDG
ST[illegible]UL MN
55101

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

BUSCH NOEL
SUITE 705 510 MARQUETTE
MPLS MN
55402

BUCHHOLTZ CHARLES
5044 BRENT AVE E
INV GRV HTS MN
55075

BURGER ALBERT
600 DEGREE OF HONOR BLD
ST PAUL MN
55101

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

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

CABLE COMM SYST-H SARRAZIN
BOX 777
HECTOR MN
55342

CAIN RUTH
730 E 38TH ST
MPLS MN
55407

CAIRNS JOHN A
47TH FLR IDS CENTER
MPLS MN
55402

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

CARLSON VERNE E
BOX 755 CITY HALL
WILLMAR MN
56201

CARRISON DALE K
MANKATO STATE COLLEGE
MANKATO MN
56001

CARTER LOCEY & ASSOC
2353 N RIDE ST
ST PAUL MN
55113

CENTRAL MN REG DEV COMM
1139 FRANKLIN AVE
SAUK RAPIDS MN
56379

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

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

CHRISTIANSEN FREDRIK
RM 505 CAPITOL SQ BLDG
ST PAUL MN
55155

CHRYSALIS CENTER FOR WOMEN
2104 STEVENS AVE S
MPLS MN
55404

CITY CLERK
386 CITY HALL
ST PAUL MN
55102

CITIZENS LEAGUE
530 SYNDICATE BLDG
MPLS MN
55402

CITY OF ROBBINSDALE
C LARSON 4221 LAKE RD
ROBBINSDALE MN
55422

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

CLAUSEN PHILLIP
2307 STANDISH ST
ST PAUL MN
55108

CLAWSON CONNIE
HELP CT 317-17TH AV SE
MPLS MN

COLEMAN NICHOLAS
208 STATE CAPITOL
ST PAUL MN
55155

COLLIN LAURENCE
RT 2
ISANTI MN
55040

COMMUNITY DESIGN CENTER
118 E 26TH ST
MPLS MN
55404

CONCORDIA COLLEGE
DEAN
MOORHEAD MN
56560

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

COUNTY ATTYS COUNCIL
95 SHERBURNE AVE S203
ST PAUL MN
55103

CRAVEN NORMAN
10637 THOMAS AVE S
BLOOMINGTON MN
55431

CROW WING CO PLANNING & A
COURT HOUSE
BRAINERD MN
56401

CUSHMAN J S DAYTON HUDSON
700 NICOLLET MALL
MPLS MN
55402

DAHLKE LOIS M
118 S EAGLE ST
BELLE PLAINE MN
56011

DAILEY THOMAS ECONOMICS L
370 WABASHA ST
ST PAUL MN
55102

DANK CDS

DANKERS, KENNETH
1200 WEST FOURTH STREET
RED WING MN
55066

DANIELSON RODNEY L
418 AUDITORIUM
ST PAUL MN
55102

DAYTON CHAS SIERRA CLUB
800 MIDLAND BANK BLDG
MPLS MN
55401

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

DICKINSON MRS JOANNE
BOX 1065
MARSHALL MN
56258

DIEHL JOHN
26 KENWOOD PKWY
ST PAUL MN
55105

DISPATCH PIONEER PRESS
PRESS RM STATE CAPITOL
ST PAUL MN
55101

DORSEY MARQUART
2400 1ST NATL BANK BLDG
MPLS MN
55402

DOUGLAS BELL ET AL
2212 AM.NATL BK BLDG
ST PAUL MN
55102

DOW CHEMICAL
47 BLDG
MIDLAND MI
48640

DUDLEY E H
RT 7 BOX 122
EXCELSIOR MN
55331

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

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

E CENTRAL REG. DEV. COMM
COURTHOUSE 18 N VINE ST
MORA MN
55051

EBELING EDWARD H.
161 W. MAIN
PERHAM MN
56573

EICHTEN DANIEL
3794 HAZEL
WHITE BEAR LK MN
55110

ELDER DR JAMES B
11140 WASHBURN AVE SO
BLOOMINGTON MN
55431

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

ELMER EDWIN W
2901 PLEASANT AVE
MPLS MN
55408

EMERICK RICHARD A
1908 IDS CENTER
MPLS MN
55402

ENGELBRECHT DOUGLAS
809 RANGE ST
NO MANKATO MN
56001

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

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

ERDMAN ROGER TENNANT CO
70[illegible] LILAC DR
MP[illegible] MN
55441

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

ESSE KENNETH
4801 W 50TH ST
EDINA MN
55424

ETHICS COMM
RM 410 STATE OFF BLDG
ST PAUL MN
55155

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

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

EWING MRS WM
42 ASTAR RD
BABBITT MN
55706

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

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

EWING MRS WM
42 ASTAR RD
BABBITT MN
55706

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

FARMERS ELEVATOR ASSN
852 GRAIN EXCH BLDG
MPLS MN
55415

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

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

FILTER LOREN
BOX 36
BRITT MN
55701

FINLEY JAMES F
920 MINN BLDG
ST PAUL MN
55101

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

FITZGERALD DR BOB
3007 LYNDALE AVE SO
MPLS MN
55408

FITZPATRICK LEO
8138 HENSLOWE AVE S
COTTAGE GROVE MN
55016

FLEMING FREDERICK A
1860 HIGHLAND PARKWAY
ST PAUL MN
55116

FLADLAND CLINT MN L&P BUR
795 RAYMOND AVE
ST PAUL MN
55114

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

FORSBERG AGR SERV
518 SUMMIT AVE
NEW ULM MN
56073

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

FRANKLIN ROBERT B MPLS TRIB
426 PORTLAND
MPLS MN
55415

FREDIN CONRAD M
811 FIRST NATL BK BLDG
DULUTH MN
55802

FREDLUND MRS PHYLLIS
RR 4 BOX 37
CANBY MN
56220

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

FRISON FRANK NECA
RM 305 200 SO ROBERT
ST PAUL MN
55107

GALVIN M J JR
W2[illegible] 1ST NATL BK BLDG
ST [illegible]UL MN
55101

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

GEBERT K L
220 GRAIN EXCH
MPLS MN
55415

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

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

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

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

GODIN RALPH J
3824 47TH AVE SO
MPLS MN
55406

GOODMAN DF TEL CABLE TV
302 E SUPERIOR
DULUTH MN
55802

GRAHAM THOS H
854 MIDLAND BK BLDG
MPLS MN
55401

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

GREATER MET AREA HOSPITAL
5152 CEDAR AVE S
MPLS MN
55417

GREEN DEL CITY MGR
BLOOMINGTON CITY HALL
BLOOMINGTON MN
55431

GREEN GARY J
41 SHERBURNE AVE
ST PAUL MN
55102

GREEN JANET
9773 N SHORE DR
DULUTH MN
55804

GRUMMERT REV DONALD
1435 ADAMS ST
MPLS MN
55413

GUSTAFSON DAN-LABOR TEMPLE
312 CENTRAL
MPLS MN
55414

GUSTAFSON WALLACE
BOX 567
WILLMAR MN
56201

H B FULLER CO
2400 KASOTA AVE
ST PAUL MN
55108

HAFNER DR A J
BOX393 MAYO U OF M
MPLS MN
55455

HANFT PHILIP M
1200 ALWORTH BLDG
DULUTH MN
55802

HANSON ETHEL
2813 85TH AVE N
MPLS MN
55444

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

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

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

HAYES, THOMAS W
700 SELLWOOD BLG
DULUTH MN
55812

HEALTH MANPOWER C LARSON
717 DELAWARE ST SE
MPLS MN
55440

HART PATRICK V
112 E LIBERTY BOX 3271
MANKATO MN
56001

HARTFELDT WILL
434 HAMM BLDG
ST PAUL MN
55102

HAVEN ROBT TWIN TN TREATMENT
1706 UNIV AVE
ST PAUL MN
55104

HEAD & TRUHN
1007 SOO LINE BLDG
MPLS MN
55402

HEADWATERS REG DEV. COMM
B[illegible]584 MENTAL HEALTH
B[illegible]DJI MN
56601

HEANEY BILL
30 W SUPERIOR ST
DULUTH MN
55802

HEARING EX.OFF. M GREENBERG
1745 UNIV AVE
ST PAUL MN
55104

HEIM PAUL M
3944 IDS CENTER 80 S 8
MPLS MN
55402

HEINTZ MARY ELLEN
PO BOX 599
CINCINNATI OH
45201

HEISENFELT WM
BOX 516
BEMIDJI MN
56601

HELTZER JAMES DAYTON HUDSON
777 NICOLLET MALL
MPLS MN
55402

HENDRICKSON A WM
100 FREEMAN DRIVE
ST PETER MN
56082

HENDRICKSON MRS VIRGINIA
3324 COUNTRY WOOD DR
BURNSVILLE MN
55337

HINRICHSEN PATRICK
MANKATO FREE PRESS
MANKATO MN
56001

HOLDAHL SCOTT
380 N BLDG GRAIN EXCH
MPLS MN
55415

HOLEY GEO AERONAUTICS
DOWNTOWN AIRPORT
ST PAUL MN
55107

HOLMES EUSTIS ET AL
4610 IDS CENTER
MPLS MN
55402

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

HORNER WALDORF - KAZIUKEWICZ
PO BOX 3260
ST PAUL MN
55165

HOULE MELVIN
881 W HWY 96
SHOREVIEW MN
55112

HOUSE APPROPRIATIONS COMM
RM 109 STATE CAPITOL
ST PAUL MN
55101

HULSTRAND ANDERSON & LARSON
PO BOX 130
WILLMAR MN
56201

HUMAN RIGHTS
200 CAPITOL SQ BLDG
ST PAUL MN
55101

HUMAN SERVICES
414 LAFFAYETTE RD 5THFL
ST PAUL MN
55101

HUSEBYE, CRAIG J.
5036 FRANCE S.
EDINA MN
55410

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

HYDROLOGIST
CHIPPEWA NATL FOREST
CASS LAKE MN
56633

HYLAND DEAN
1501 W 50TH ST
MPLS MN
55419

ILLINGWORTH ROBERT C
6750 FRANCE AVE S RM290
MPLS MN

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

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

INS FED OF MINN
902 SOO LINE BLDG
MPLS MN
55402

INTERSTATE POWER RW STEELE
1000 MAIN ST
DUBUQUE IA
52001

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

IVERSON DR JOS DEPT ED
ST CLAF COLLEGE
NORTHFIELD MN
55057

IZAAK WALTON MN DIV
[illegible]E FRANKLIN RM-210
[illegible] MN
55404

JAIN NIRMAL ENIV PROCESS
1220 GLENWOOD AVE
MPLS MN
55405

JENOS INC
525 LAKE AVE SO
DULUTH MN
55801

JENSEN ARTHUR,CITY CLK
2215 W OLD SHAKOPEE RD
BLOOMINGTON MN
55431

JENSEN CARL A
127 E MAIN ST
SLEEPY EYE MN
56085

JENSEN MRS GAYNOLD
111 WEST 107TH ST
MPLS MN
55420

JOHANSEN BUS SERV INC
19 DAYTON RD
CHAMPLIN MN
55316

JOHNSON & SANDERSON
ST MARYS HOSPITAL
ROCHESTER MN
55901

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

JOHNSON G ROBERT
4344 IDS CENTER
MPLS MN
55402

JOHNSON LEROY
9939 BLUEBIRD ST NW
COON RAPIDS MN
55433

JOHNSON M.D. FRUNDT & FRUNDT

BLUE EARTH MN
56013

JOHNSON LANCE J
265 S LAFAYETTE RD
ST PAUL MN
55107

KABLE RICHARD W

BETHEL MN
55006

KAVANEY RICHARD
1220 NORTHERN FED BLDG
ST PAUL MN
55102

KEABLE MIKE
909 6TH AVE N
ST CLOUD MN
56301

KEENAN RICHARD J
4444 IDS BLDG
MPLS MN
55402

KEILY DANILE
3549 V2 PLEASANT AVE
MPLS MN
55408

KIMBALL ROBERT
647 CAPITOL SQ BLDG
ST PAUL MN
55101

KJERVIK DIANE
4302 POWEL HALL U OF M
MPLS MN

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

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

KNAPP J A
RM 3 CAPITOL
ST PAUL MN
55155

KNOPP TIMOTHY
COLLEGE FORESTRY U OF M
ST PAUL MN
55108

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

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

KNUDSON ROBT
4375 BROWNDALE AVE
MPLS MN
55424

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

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

KRAMER ERNEST W
717 DELAWARE ST SE
[illegible] MN
55440

KROEGER CHARLES
122 NW 7TH STREET
FARIBAULT MN
55021

KRONLOKKEN J E
10048 NORD RD
BLOOMINGTON MN
55437

KROON H CLIFTON
210 E WALNUT
MANKATO MN
56001

KUHL CARL
4421 4TH ST NE
COL HEIGHTS MN
55421

KVB ENGINEERING INC
600 S CO RD 18
MPLS MN
55426

LABELLE JUANITA MRS
5816 AQUILA AVE NO
NEW HOPE MN
55428

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

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

LANGVIN DAVID
7500 80TH ST S
COTTAGE GROVE MN
55016

LANSING & CAKES
400 SIBLEY ST
ST PAUL MN
55101

LAPP LAZAR LAURIE ET AL
1200 BUILDERS EXCHANGE
MINNEAPOLIS MN
55402

LARSON C L
3800 MINNEHAHA AVE SO
MPLS MN
55406

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

LEAGUE MN MUNIC
300 HANOVER 480 CEDAR
ST PAUL MN
55101

LEAGUE WOMEN VOTERS OF MINN
555 WABASHA
ST PAUL MN
55102

LEG. REF. LIB-Z. DEWITT
RM 111 STATE CAPITOL
ST PAUL MN
55155

LEVEY JESS MET STATE UNIV
METRO SQ RM 121
ST PAUL MN
55101

LEAVEY THOS
829 22ND AVE SE
MPLS MN
55414

LEWIS DR. G.M JR.
ABBOTT 110 E 18TH ST
MPLS MN
55403

LIBBEY LEONARD
BOX 17011 NOKOMIS STA
MPLS MN
55417

LINDALL & JONATHAN DEVELOP.
VILLAGE ONE CENTER
CHASKA MN
55318

LOCKNER GARY
R R 1 BOX 23
BAUDETTE MN
56623

LOOS CALVIN J
6809 LYNDALE AVE SO
MPLS MN
55423

LOWE DOUG
2701 N LEXINGTON AVE
ROSEVILLE MN
55113

LUTH SOC SERVICE OF MN
2414 PARK AVE
MPLS MN
55404

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

MADSON HUGH
AETNA 212 S 6TH ST
MPLS MN
55402

MAHCF RICK CARTER
2850 METRO DR SUITE 431
BLOOMINGTON MN
55420

MALONE E I COMM LABOR & INDU
4[illegible] LAFAYETTE RD 5TH FL
ST PAUL MN
55101

MANKATO STAT STUDENT SENATE
CENTENNIAL STUDENT UN
MANKATO MN
56001

MANKATO STATE STUDENT ASSN
BOX 58 MANKATO COLLEGE
MANKATO MN
56001

MANSFIELD LARRY HCARC
1800 CHICAGO AVE S
MPLS MN
55404

MANTHEY T J PICKANDS MATHER
1100 SUPERIOR AVE
CLEVELAND OH
44114

MARRINAN MARGARET M
1117 COMMERCE BLDG
ST PAUL MN
55101

MASTOR & MATTSON LTD
315 PEAVEY BLDG
MPLS MN
55402

MAUL WARREN E
320 S 4TH ST
MPLS MN
55415

MAYO FOUNDATION G ORWOLL
200 FIRST AVE NW
ROCHESTER MN
55901

MCCLURG EUNICE
1061 109TH AVE NE
BLAINE MN
55434

MCDONALD PHILIP M
2077 SELBY AVE
ST PAUL MN
55104

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

MCKIBBON MRS SHIRLEY
11 EVERGREEN LN
BABBITT MN
55706

MCLELLAN LARKIN
215 ADM BLDG ST CAPITOL
ST PAUL MN
55101

MECCA
867 GRAND AVE
ST PAUL MN
55105

MET. WASTE CONTOL COMP.
350 METRO SQ BLG
ST PAUL MN
55101

MEIEROTTO, JOAN
1794 SO LEXINGTON
ST PAUL MN
55118

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

METROPOLITAN COUNCIL LIBRARY
300 METRO SQUARE
ST PAUL MN
55155

MEYER HERBERT
10824 ZENITH AVE S
BLOOMINGTON MN
55431

MEYERLE KATHLEEN
1528 GRAND AVE APT 4
ST PAUL MN
55105

MIDLAND GLASS-HD SPURLING
PO BOX 69
SHAKOPEE MN
55379

MILLER PAUL J PHARMACY SERV
ST MARYS HOSP
ROCHESTER MN
55901

MILLER RICHARD A
1020 PLYMOUTH BLDG
MPLS MN
55402

MILLER TOM
2311 PILLSBURY AVE S
MPLS MN
55404

MINN APT ASSN
GRIGGS-MIDWAY BLDG
ST PAUL MN
55104

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

MINN ASSN COOPERATIVES
55 SHERBURNE AVE
ST PAUL MN
55103

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

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

MINN ASSN VOL SOC SERVICE
1821 UNIV SUITE 389
ST PAUL MN
55114

MINN ASSN WATERSHED DIST'

ADA MN
56510

MINN AUTOMOBILE DEALERS ASSN
GRIGGS MIDWAY BLDG
ST PAUL MN
55104

MINN CHAP ASSOC BLDRS-CONTRS
7204 W 27TH ST
MPLS MN
55426

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

MINN COMMUNITY DEVELOP SE
512 ROSSMOR BLDG
ST PAUL MN
55101

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

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 FOOD RETAILERS ASSN
555 WABASHA
ST PAUL MN
55101

MINN GOV ENG COUNCIL
2400 SHERWOOD HILL RD
MINNETONKA MN
55343

MINN HEREFORD-LJ SCHAFER
BUFFALO LAKE MN
55314

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

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

MINN HWYS MANAGEMENT SERVICE
407 HWY BLDG
ST PAUL MN
55101

MINN LAND USE COMMITTEE
4344 IDS CENTER
MPLS MN
55402

MINN LP GAS ASSN
7515 WAYZATA BLVD 106
MPLS MN
55426

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

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

MINN PETROLEUM COUNCIL
1020 NORTHERN FED BLDG
ST PAUL MN
55102

MINN POLLUTION CONTROL AGCY
1935 W CO RD B2
ROSEVILLE MN
55113

MINN POULTRY & HATCHERY A
BOX 158
MADELIA MN
56062

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

MINN RESTAURANT ASSN
2001 UNIVERSITY AVE.
ST PAUL MN
55104

MINN RETAIL FED INS
131 METRO SP
ST PAUL MN
55101

MINN RETAIL HARDWARE ASSN
3033 EXCELSIOR BLVD 313
MPLS MN
55416

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

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

MINN STATE BAR ASSN
100 MINN FED BLDG
MPLS MN
55402

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

MINN STATE MED ASSN
375 JACKSON ST
ST PAUL MN
55101

MINN STATE RETIREMENT SYSTEM
529 JACKSON ST
ST PAUL MN
55101

MINN TEAMSTERS CREDIT UNION
2021 HENN AVE E
MPLS MN
55413

MINN TBR PRODUCERS ASSN
200 CHRISTIE BLDG
DULUTH MN
55802

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

MINN VETERANS MED ASSN
2175 W HWY 36
ROSEVILLE MN
55113

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

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

MN. ASN.C&IND H.D.PETERSON
480 CEDAR ST.
ST.PAUL MN
55101

MN AFL-CIO L.O. LASHOMB
175 AURORA
ST PAUL MN
55103

MN.BD OF NURSING
717 DELAWARE ST SE
MPLS MN
55414

MN ELECTRICAL ASSN
3100 HUMBOLT SO
MPLS MN
55408

MN PUB INT RESEARCH GROUP

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

MN SOC SERV ASS J HOOD
614 PORTLAND
ST PAUL MN
55102

MN STATE SER BLIND-K NATARDY
1745 UNIVERSITY AVE
ST PAUL MN
55104

MOFFITT R C
RM 301 M MPLS CITYHALL
MPLS MN
55415

MOOD R BLOOMINGTON HLTH DEPT
10200 PENN SO
BLOOMINGTON M
55431

MORTON BUILDINGS INC
R #1
FOLEY MN
56329

MPIRG
BOX 45 ST MARYS COLLEGE
WINONA MN
55987

MPLS ASSN RETARDED CITIZE
3100 W LAKE ST
MPLS MN
55416

MPLS CITY ATTORNEY
325M CITY HALL
MPLS MN
55415

MPLS STAR PRESS ROOM
STATE CAPITOL
ST PAUL MN
55101

MPLS TRIBUNE CITY DESK
425 PORTLAND AVE
MPLS MN
55415

MT OLIVET ROLLING ACRES
R 1 BOX 576
EXCELSIOR MN
55331

MURPHY DIANA E
4200 IDS-LINDQUIST VENN
MPLS MN
55402

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

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

NATL COUNCIL JEWISH WOMEN
4330 CEDAR LK RD
MPLS MN
55416

NATL FAMILY INS CO
2147 UNIV AVE
ST PAUL MN
55114

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

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

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

NELSON JOHN
4809 180TH ST N
HUGO MN
55038

NEREN MADONNA
376 NEAL AVE S
AFTON MN
55001

NEUMAN RALPH W
RT 2 BOX 125
EMBARRASS MN
55732

NIELSEN STOCK & BLACKBURN
4[illegible]730 BLDG
M[illegible] MN

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

NORTH CENTRAL ELEC ASSN
PO BOX 202
BATTLE LAKE MN
56515

NUGENT, CYNTHIA L.
3581 CWASSC ST #209
ST PAUL MN
55112

NW COUNTRY ELEVATOR ASSN
802 GRAIN EXCH BLDG
MPLS MN
55415

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

NURSING HOME RES ADV CO.
111 E FRANKLIN S210
MPLS MN
55404

NUTTER JULIA
743 W MONTANA
ST PAUL MN
55117

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

NW REG. DEV. COMM
425 WOODLAND AVE
CROOKSTON MN
56716

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

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

OFFICE OF THE GOVERNOR
130 STATE CAPITOL
ST PAUL MN
55101

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

OLOFSON ARTHUR MBO & MAI
927 SOO LINE BLDG
MPLS MN
55402

OLSON KATHLEEN
192 SEYMOUR AVE SE
MPLS MN
55414

OSTRUM DONALD E
PO BOX 33163
COON RAPIDS MN
55433

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

PATTISON ORVIS
BOX 645
WILLMAR MN
56201

PAYNE CCL ALVIN

DEGRAFF MN
56233

PAYNE WM B
2400 FIRST NATL BK BLDG
MPLS MN
55402

PETERSON GARY
854 MIDLAND BK BLDG
MPLS MN
55401

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

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

PHILLIPS LEGISLATIVE SERVICE
459 RICE ST
ST PAUL MN
55103

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

POPOVICH PETER S
314 MINN BLDG
ST PAUL MN
55101

PORTER DAVID
5217 27TH AVE S
MPLS MN
55417

PORTER LYLE O

TRACY MN
56175

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

POSS DONALD G
6301 SHINGLE CREEK PKWY
BROOKLYN CTR MN
55430

POYZER ROBT
BOX 675
FERGUS FALLS MN
56357

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

PROCTOR&GAMBLE L THECHAR
IVORYDALE TECH CENTER
CINCINNATI OH
45217

PULSCHER RBT SPRINGSTED INC
813 OSBORN BLDG
ST PAUL MN
55102

RADMAN RICHARD-LABOR TEMP
418 AUDITORIUM
ST PAUL MN
55102

RALPH BURKE ASSOCIATES
7710 COMPUTER #S101
MPLS MN
55435

RANALLC CLARENCE
800 CENTRAL AVE N E
MPLS MN
55413

RAMSEY CO. MEDICAL SOC
908 AM NATL BK BLDG
ST PAUL MN
55101

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

REAGAN MICHAEL
% MINN LEARNING CTR
BRAINERD MN
56401

REARDON MRS HELEN
1125 S E 6TH ST
WILLMAR MN
56201

REID DAVID H
6469 N GRAHAM RD
INDIANAPOLIS IN
46220

RED OWL STORES INC
215 E EXCELSIOR AVE
HOPKINS MN
55343

REGION FIVE REG. DEV. COMM.
102 6TH ST N
STAPLES MN
56479

REGION NINE DEV. COMM.
709 N FRONT ST
MANKATO MN
56001

REIERSON G
1335 WHITE BEAR AVE
ST PAUL MN
55106

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

RENQUIST ARTHUR NSP CO
414 NICOLLET MALL
MPLS MN
55401

RICHARDSON THOS
7851 METRO PKWY S 103
MPLS MN
55420

RICHARDS MONTGOMERY ET AL
1430 RAND TOWER
MPLS MN
55402

RIEKE DAVID R
P O BX 509
THIEF RIV FLS MN
56701

RIERSON G
1335 WHITE BEAR AVE
ST PAUL MN
55106

ROE DAVID
175 AURORA
ST PAUL MN
55103

ROBBIE JOSEPH
904 CARGILL BLDG NO CTR
MPLS MN
55402

ROBERTS DR ALAN
BOX 297 MAYO U OF M
MPLS MN
55455

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

ROSS ALFRED
6356 WARE RD
LINO LAKES MN
55014

ROSS ROY J
CLK TREAS
LITCHFIELD MN
55355

RUDY FLOYD
1[illegible] AVE C
[illegible]QUET MN
55720

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

SANFORD S M
7000 PORTLAND AVE
RICHFIELD MN
55423

SAX DOVE & STENSON
310 ENDICOTT BLDG
ST PAUL MN
55101

SE MN REG DEV COMM
301 MARQ BK BLDG
ROCHESTER MN
55901

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

ST PAUL FOOD RETAILERS AS
1220 ARCADE
ST PAUL MN
55106

[illegible] REGIONAL DEV COMM

SW REGIONAL DEV COMM
2811 BDWY
SLAYTON MN
56172

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

SCHLICHT REV ROBT
611 W MAIN ST
BELLE PLAINE MN
56011

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

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

SCHMIDT LARRY WCCO-TV NEWS
5C S 9TH ST
MPLS MN
55402

SCHMIDT WARREN WELLCOME MHS
GARDEN CITY
MN
56034

SCHNEIDER MAHLON
GREEN GIANT
LESUEUR MN
56058

SCHUTZ LINDA
RM 328 CAPITOL BLDG
ST PAUL MN
55155

SCHWARTAU NEAL METH HOSP
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10017

SEMHSA R C MELIN
1903 S BDWY
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55901

SENATE COUN OFF ROOM 24
STATE CAPITOL
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55101

SENATE FINANCE COMMITTEE
113 STATE CAPITOL
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55101

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

SHABATURA EUGENE H
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SHARP BOB
4125 HIGHWOOD RD
ST LOUIS PK MN
55416

SHAW ROBERT M
616 MOBIL OIL BLDG
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SILVERMAN JUDITH
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SITE ENGINEERS INC
900 REDWELL LANE
APPLE VALLEY MN
55124

SIX EAST REG. DEV. COMM.
[illegible] W 6TH ST
[illegible]LLMAR MN
56201

SIX W REG. DEV. COMM
128 W SORENSON
APPLETON MN
56208

SMERIKA WM.
BOISE CASCADE PAPERS
INTL FALLS MN
56649

SNELL LYN
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EDEN VALLEY MN
55329

SNYDER, R.W. U OF M
RM 248C CLASS OFF BLDG.
ST PAUL MN
55108

SODERBERG HAROLD J
1500 MIDWEST PLAZA BLDG
MPLS MN
55402

SODERMAN ANTHONY
1414 FOSHAY TOWER
MPLS MN
55402

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MPLS MN
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55103

STD AM LIFE & ANNUITY CO
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MPLS
55410

STEELWORKERS CREDIT UNION
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BABBITT MN
55706

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1550 NW BK BLDG
ST PAUL MN
55101

STUPKA & MCREM
MIDTOWN BLDG
AUSTIN MN
55912

SULLIVAN J KIRK
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CDIC SW STATE UNIV
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56258

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

SUSSEL CO.ATTN:TED SCHWEN
1850 COMO AVE.
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55108

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W-2162 1ST NATL BK BLDG
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55101

SWANSON DALE
P O BOX 339
FOREST LAKE MN
55025

SWANSON GERALD H
212 CITY HALL
ROCHESTER MN
55901

SWANSON MORTIMER C
5824 FRANCE AVE S
EDINA MN
55410

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

THOMPSON CONRAD
1107 23RD ST NW
ROCHESTER MN
55901

THOMPSON HESSIAN ET AL
1500 MIDWEST PLAZA BLDG
MPLS MN
55402

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

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

TWIN CITIES PIPING IND ASSN
[redacted] UNIV AVE SE - Suite 304
MPLS 2829 MN
55414

TWIN CITY RETAIL DRUGGIST
2388 UNIV AVE
ST PAUL MN
55104

UNION STOCK YARDS
ATTN PRES
SC ST PAUL MN
55075

VANDERVOORT T J MET WASTE
350 METRO SQUARE BLDG
ST PAUL MN
55101

VAN DRAKE STEPHEN R
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PELICAN RAPID MN
56572

VAN EVERA MUNDT ET AL
700 TORREY BLDG
DULUTH MN
55802

VERRILL JOHN E
DEPT SECONDARY ED UOF M
DULUTH MN
55812

VIITALA, W.C. HONEYWELL
HONEYWELL PLAZA
MPLS MN
55408

VILLAGE OF WOODBURY
2100 RADIO DRIVE
WOODBURY MN
55042

WALD JEAN
5746 SANDER DR
MPLS MN
55417

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

VOS LEROY
2137 BURNS AVE
ST PAUL MN
55119

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

WANQUIST ALLEN
RM 252 FEDERAL BLDG
ST PAUL MN
55101

WATERS, DONNA M.
110506 WINDMILL COURT
CHASKA MN
55318

WELK G V NORTHERN STATES
414 NICOLLET MALL
MPLS MN
55401

WELLINGTON R R SKELLY OIL
PO BOX 1650
TULSA OK
75102

WEST CENTRAL REG. DEV.
ADM BLDG, COMMUNITY COLL
FERGUS FALLS MN
56537

WESTIN CHAS W
220 MEDICAL ARTS BLDG
DULUTH MN
55802

WHITING RALPH
555 WABASHA SUITE 204
ST PAUL MN
55102

WHITLOCK A G
ECON LAB OSBORN BLDG
ST PAUL MN
55102

WILCOX J PATRICK
1220 NORTHERN FED BLDG
ST PAUL MN
55102

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

WILEY ENTERPRISES
101 5TH AVE SE
OSSEO MN
55369

WILLIAMS THOS W
4915 W 35TH ST
MPLS MN
55416

WILSON R GARY PPG INDUST
1 GATEWAY CENTER
PITTSBURGH PA
15222

WIS FEEDER PIG MARKET CO-OP

FRANCIS CREEK WI

WOLKERSTORTER THEODORE
676 17TH AVE NW
NEW BRIGHTON MN
55112

WOZNIAK D D
401 FIRST FED BLDG
ST PAUL MN
55101

WYANT CLINTON W ATTY

ATKIN MN
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ZIMMERMAN & OFFERMAN
CAMBRIDGE STATE HOSP
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55008

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APR 5 1977
OFFICE OF HEARING EXAMINERS

April 4, 1977

Mr. Steve M. Mihalchick
Office of Hearing Examiners
1745 University Avenue (Room 300)
St. Paul, Minnesota 55104

RE: Comments on proposed MoVeh 70-82 (Bicycle Registration)

Dear Mr. Mihalchick:

Please consider the following as this Association's comments for-the-record on Chapter Five: Bicycle Registration Rules, as provided by Laws 1976, Chapter 199, submitted by certified mail within 20 days of the public hearing.

Background

The Minnesota-Dakotas Retail Hardware Association, founded in 1897, is a trade association comprised of approximately 850 Minnesota hardware dealers and approximately 300 hardware dealers in North and South Dakota. They are independent merchants, mainly small businesses, affiliated with one of a number of hardware distributors(wholesalers) including Ace, Coast to Coast, Our Own Hardware Co., United Hardware Distributing (Hardware Hank), Farwell, Ozmun, Kirk & Co. (OK Hardware), Cotter & Co. (True Value Hardware) and Gambles Store Division of Gamble-Skogmo, Inc., among others.

These small, independent hardware stores (not to be confused with bicycle shops or giant retail organizations such as Sears, K-Mart, Wards, etc.) carry a wide selection of merchandise. Their diverse merchandise mix includes lawn and garden supplies, hardware, housewares, hand and power tools, paint and sundries, plumbing and electrical supplies, small appliances, automotive supplies and sporting goods.

Historically, most members of this Association have sold and today sell bicycles as part of their basic merchandise mix. Statistics from the National Retail Hardware Association show that slightly more than 80% of all hardware stores in the United States include bicycles in their merchandise mix.

(MORE)

Public Exhibit No. 1
File No. OPS-17-005-SM
Date

Hearing Examiner
Mr. Steve M. Mihalchick
Office of Hearing Examiners
April 4, 1977

While no survey has been taken among Minnesota members of this Association, the national average percentage of hardware stores selling bicycles would actually be lower than the percentage of Minnesota hardware stores selling bicycles. Based on first-hand visits to approximately 400 stores in Minnesota over the past four years, it is my estimate that 9 out of every 10 hardware stores in the state carry bicycles as described in the statute.

Based on the fact that there are 1,150 hardware stores in the state of Minnesota, our considered estimate is that approximately 1,000 hardware stores in the state carry bicycles as part of their basic merchandise mix. Therefore, any rules and regulations that are established in regard to bicycle registration should take into consideration the impact on the retail hardware industry of our state.

Legislative History

When the first Bicycle Registration Bill was proposed in the 1973-74 session of the Minnesota Legislature, this Association and others (including the Minnesota Retail Federation) lobbied against the bill in its initial form. This Association testified at several committee hearings on the statewide bicycle registration bill. Following are primary reasons for this opposition to the bill at that time:

1. Initial bill seemed to require mandatory registration of all bicycles in the state, not granting option of registration to municipalities, many of which already did have bicycle registration procedures. Municipalities were given no choice but to join the state system.

2. Initial bill seemed to mandate bicycle dealers to be registrars for all bicycles they sold, and re-sold (used bikes). Proponents of the bill, including Minnesota Public Interest Research Group (MPIRG) lobbists and the House author, Rep. Kahn, testified before committees that this was the only effective way for all bicycles to be registered. We disagreed, claiming that to mandate dealers to register bicycles (without choice, if they sold bicycles) was unfair and tended to penalize these small dealers for choosing to sell bicycles. To soften this effect, the initial bill called for 25¢ per bicycle registered; this amount would go to the dealer "for his time and trouble," according to the sponsors of the bill. It was our position that this amount did not adequately compensate the dealer.

(MORE)

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Mr. Steve M. Mihalchick
Office of Hearing Examiners
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3. Initital bill mandated certain record-keeping requirements on dealers. For example, retailers who sold bicycles would have been forced to keep detailed records of purchase, and produce these records for the state on demand. We noted this record-keeping burden for small, independent retailers, already "paperworked" by abundant government forms and requirements, as testified to in the Governor's Small Business Task Force Report.

As we recall, the bill was defeated or tabled for defeat in a floor vote. It might be noted that our objections to this initial bill had not been taken into consideration in passage of the bill through committee.

In the 1975-76 session, the Bicycle Registration Bill was introduced once again, and the bill was analyzed for effect and impact on both municipalities and bicycle dealers.

After considerable discussion it was determined that the initial reasons for opposition to the bill were largely accounted for in the new proposal. For example, the bill specified that dealers could register bicycles they sold, at their option; it also called for far less paperwork by the retailer if he chose to register bicycles.

Therefore, this Association took no official position on the bill that was enacted by the 1975-76 Legislature. In fact, when called upon by individual legislators to offer opposition to this bill, we declined to offer any opposition, stating that "our problems" with this bill had been taken care of." We gave our tacit support to the bill, in effect.

Impact Of Rules (MoVech 70-82)

As to the rules issued by the Minnesota Department of Public Safety, Division of Motor Vehicles, to "implement and provide effective administration for the registration and licensing of bicycles," we offer the following comments on two proposed sections of the rules:

MoVeh 75 B. "PROOF OF OWNERSHIP." Bicycle deputy registrar is expected to follow definitions in MoVeh 75 if denying a license. This could be spelled out more clearly for the deputy registrar, giving him reasonable standards on which to deny the issuance of a license. This could be done by incorporating the "Proof of Ownership" language of MoVeh 75 A into MoVeh 75 B or by reference.

(MORE)

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MoVeh 81 B. "REPORTS AND DEPOSITS." Considering the massive paperwork burden faced by most businessmen, imposed by goverment at all levels, it is suggested that the requirement stating...

> B. Bicycle deputy registrars shall deposit state fees collected whenever the total fees reach $50 or each Friday, whichever comes first. (Underscoring added.)

...is excessive and hence--despite the simplicity of the forms and reporting procedure (for which the Supervisor of Bicycle Registration is to be highly commended)--also burdensome for small independent retailers. We have no objection to the $50 requirement, but we do object strenuously to the weekly requirement for submitting funds to the State Department of Motor Vehicles for those not reaching $50 in fee collections.

These reasons are cited:

1. A dealer who choses to be a bicycle deputy registrar may sell only a small number of bicycles a week, and then only in the prime selling seasons (Spring and just before Christmas). This dealer might desire, as a convenience to his customers, to offer registration in his store. If he were to submit one check per week to the State, for bicycles he sells, he would be doing so at the very peak of his annual business volume (Spring and Christmas) at a time when he spends considerable overtime at his store already and when checks often do not get written as frequently as in normal periods. The small retailer would be likely to find compliance with this requirement to be highly difficult, if not prohibitive.

2. If this dealer is in a small town or rural area, he might be the only such bicycle deputy registrar for miles around (from nearest Motor Vehicle Deputy Reigstrar) and this the only place where a citizen could register a bicycle without driving a long distance, thereby using up gasoline and added expense to register a bicycle.

3. Friday and Saturday are the busiest days in a hardware store, as customers prepare for weekend do-it-yourself projects and get their needed supplies from hardware stores. For this reason, too, checks to be written and forms to be prepared would be difficult for the small retailer on Friday.

These alternative are respectfully suggested:

1. Filing of fees and forms to the State twice monthly (1st and 15th), or;

(more)

Hearing Examiner
Mr. Steve M. Mihalchick
Office of Hearing Examiners
April 4, 1977

2 . Filing of fees and forms within 15 calendar days from the date of the transaction, including all such transactions that occur within that 15-day period, or;

3. Filing of fees and forms within 10 days, in person or by mail, to the nearest Motor Vehicle Deputy Registrar, who could deposit to his account and transfer moneys and forms with his daily deposit to the State.

In summary, the bicycle registration rules as proposed seem to "come down hard" on the small Minnesota retailer who might choose to register bicycles as a convenience to his customers, owing to the weekly requirement for fees and forms to the state. The rules seem to do a disservice to the small retailer and his customers (who, as an alternative, may have to drive miles to the nearest Motor Vehicle Deputy Registrar). By removing the weekly requirement for submitting forms and fees to the state, and substituting a less onerous requirement, the rules would be improved.

To close, we quote from pages 18 and 61 of the Governor's Advisory Task Force on Small Business (1976) in Minnesota (1976 Department of Economic Development Report):

> Excess paperwork has come out as one of the largest problems facing small business in the State of Minnesota... Many small businessmen have indicated that we must come to grips with the demand that state government is putting on small business and say "NO" to more paperwork.
> ...The Task Force (on Small Business) has seen dramatic evidence of the demands on small businesses to fill out forms and do paperwork which has significantly cut into their time as small businessmen trying to manage their daily operation. Governmental paperwork is one of the most frustrating and time-consuming functions that many small businessmen are forced to endure.

Thank you for your consideration of our position.

Sincerely,

Gary L. Larson
Executive Director

GLL:ks