

Minnesota Attorney General: Administrative Rules Proceedings

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Version 3
August 20, 2018

Our File No. 233

RULE REVIEW CHECKLIST

DATE RULE RECEIVED 9/25
DATE FOR REVIEW _____
DATE DUE 10/2

Adopted w/a hearing _____
Adopted w/o a hearing _____
Temporary rule X

Approved 10/2 HRG Disapproved _____ Returned to Agency 10/5

Resubmitted _____ Due _____
Approved _____ Disapproved _____ Returned to Agency _____

Date filed w/Secretary of State 10/2

___✓___ Rule as Adopted

___✓___ Rule as Proposed See SR!

___✓___ Order Adopting 9.24.81

___N/A___ Notice of Intent to Solicit Outside Opinion

___✓___ Order for rulemaking
_____ Date of Hearing

___✓___ Certificate of Board's Authorizing Resolution

___N/A___ Notice of rulemaking
_____ Sufficiency

___N/A___ Affidavit of Mailing Notice or rulemaking
_____ At least 30 days prior to hearing/adoption

___N/A___ Mailing list Certificate

___✓___ Publication in State Register
8.10.81 At least ~~30~~/20 days prior to ~~hearing~~/adoption

___N/A___ Hearing Examiner's Report

___✓___ Chief Hearing Examiner's Report(s)
_____ Approving H.E.'s Report
_____ Approving agency action

___?___ Agency's Findings of Fact not submitted even tho' there are changes from Rules as Proposed. But see letter of comment

___N/A___ LCRAR Report or agency Affidavit

___✓___ Certificate of Board's Resolution Adopting Rules

___✓___ Order Approving Incorporation by Reference

___N/A___ Statement of Need and Reasonableness

___N/A___ Petition for Adoption of a Rule

___✓___ Record (includes transcript or tape, exhibits, comments received by agency, requests for a hearing, and other relevant materials)

___✓___ Certificate of Compliance w/Rulemaking Procedures

___N/A___ Affidavit of Mailing Notice of Submission to Attorney General

___N/A___ Notice of Submission to the Attorney General

SF-00006-02

STATE OF MINNESOTA

DEPARTMENT ATTORNEY GENERAL

Office Memorandum

TO : JAMES J. SOLEM
Executive Director
Minnesota Housing Finance Agency

DATE: October 5, 1981

ATTN : James E. Dinerstein
Special Assistant Attorney General

FROM : for H. Theodore Grindal JWW
Special Assistant
Attorney General

PHONE: 296-1288

SUBJECT: In the Matter of the Proposed Adoption of Temporary Rules Governing Income Limits for Limited Unit Developments and Eligibility for the Home Ownership Assistance Fund

Enclosed herewith are the rules you have submitted for approval. These rules have been approved by this office and filed with the Secretary of State. Please note that they have not been filed with the State Register; this must be done promptly by your agency.

Upon receipt and before transmittal to your agency, however, it is important that you recheck these rules as to:

1. Affixation of stamps of the Attorney General and Secretary of State to the last page of the rules;

2. Coverage by these stamps of all rules submitted; and

3. Inclusion of all pages to the rules in the approved set

If you have any questions in this regard, please contact me.

HTG/cae
Enc.

cc: Kathy Burek
Duane Harves

MINNESOTA HOUSING FINANCE AGENCY

September 25, 1981

RECEIVED
SEP 28 1981
ATTORNEY GENERAL
ADMINISTRATIVE AGENCIES

Mr. Jerry Anderson
Special Assistant Attorney General
G-25 - Administration Building
50 Sherburne Avenue
St. Paul, Minnesota 55155

RE: In the Matter of the Proposed Adoption of Temporary Rules Governing Income Limits for Limited Unit Developments and Eligibility for the Home Ownership Assistance Fund.

Dear Mr. Anderson:

Enclosed please find for your review pursuant to Minnesota Statutes Section 15.0412, Subdivision 5, the adopted rules of the Minnesota Housing Finance Agency.

The following materials are submitted to you for your review pursuant to 1 MCAR § 1.204:

Temporary Rules as Adopted (shows changes from rules as proposed).

Temporary Rules as Adopted.

Order Adopting.

Order for Publication.

Certificate of Agency's Authorizing Resolution.

Rule as Proposed.

Written Comments.

Certificate of Compliance with Rulemaking Procedures.

The only change in the proposed rules was made in response to the comment from the Department of Veterans Affairs, as well as the changes in form required by the Revisor of Statutes before publication of identical rules proposed for adoption as permanent rules.

Sincerely,

James J. Solem
Executive Director

JJS/jak
Encl.

Rule as Adopted

12 MCAR § 3.002

O. "Persons and families of low and moderate income" means:

1. With respect to limited-unit mortgage loans pursuant to Chapter Four of these rules, development cost loans pursuant to Chapter Three of these rules, planning grants pursuant to Chapter Five of these rules, and American Indian housing loans pursuant to Chapter Eight of these rules, which loans and grants are intended for a limited-unit development, or a dwelling unit in a planned unit development or a condominium, those persons and families whose adjusted income does not exceed the amounts set forth in Exhibit 12 MCAR § 3.002 0.-1. or such lower amount as shall be required to assure that the interest on obligations of the agency will be exempt from federal income taxation. "Metropolitan area" has the meaning given it in Minn. Stat. § 473.121, subd. 2. With respect to limited-unit mortgage loans to veterans and veterans' dependents to assist in making down payments pursuant to Minn. Stat. § 462A.05, Subdivision 19, those persons and families who adjusted income does not exceed $22,000 for the Non-Metropolitan area and $27,000 for the Metropolitan Area regardless of the interest rate on the mortgage loan for which down payment assistance has been given.

Exhibit 12 MCAR § 3.002 0.-1.

Mortgage Interest Rate	Nonmetropolitan Area Maximum Adjusted Income	Metropolitan Area Maximum Adjusted Income
0-10.59%	$19,000	$24,000
10.60-11.09%	$20,000	$25,000
11.10-11.59%	$21,000	$26,000
11.60-12.00%	$22,000	$27,000

RD60 9/29/81

OFFICE OF THE REVISOR OF STATUTES
Disapproval of Form of Rules

✓ The form of the attached rules is not approved. The revisor requests the changes described below before the rules will be approved.

Page 1, line 15, delete "Subdivision" and insert "subd."

Page 1, line 16, Before "those persons" insert "persons and families of low and moderate income means"

Page 1, line 16, delete "who" and insert "whose"

Steven C. Cross
Revisor of Statutes

Name: Ann L. Bateson
Ann L. Bateson

Title: Deputy Revisor

Phone: 296-1536

_____ The changes requested by the revisor are approved by the agency.

_____ The changes requested by the revisor are not approved by the agency

_____
Agency's Representative

_____ The attorney general agrees that the changes requested by the revisor are form changes, not substantive changes.

_____
Assistant Attorney General

AR0060
September 30, 1981

OFFICE OF THE REVISOR OF STATUTES
Disapproval of Form of Rules

X The form of the attached rules is not approved. The revisor requests the changes described below before the rules will be approved.

1. Page 1, lines 13-18, move the new material after the Exhibit.
2. Page 1, line 13, before "With" insert "2."
3. Page 1, line 13, after "~~2.~~ subd." insert ";"
4. Page 1, line 15, delete "Subdivision" and insert "subd."
5. Page 1, line 16, delete "who" and insert "whose"
6. Page 1, line 18, delete the period and insert a semicolon.
7. Add after page 1, line 17: "Reletter. Reletter 12 MCAR S 3.002 0.2.-4. as 0.3.-5."

Steven C. Cross
Revisor of Statutes

Name: Ann L. Bateson

Title: Deputy Revisor

Phone: 296-1536

_____ The changes requested by the revisor are approved by the agency.

_____ The changes requested by the revisor are not approved by the agency

_____
Agency's Representative

_____ The attorney general agrees that the changes requested by the revisor are form changes, not substantive changes.

_____
Assistant Attorney General

Rule as Adopted

12 MCAR § 3.002

O. "Persons and families of low and moderate income" means:

1. With respect to limited-unit mortgage loans pursuant to Chapter Four of these rules, development cost loans pursuant to Chapter Three of these rules, planning grants pursuant to Chapter Five of these rules, and American Indian housing loans pursuant to Chapter Eight of these rules, which loans and grants are intended for a limited-unit development, or a dwelling unit in a planned unit development or a condominium, those persons and families whose adjusted income does not exceed the amounts set forth in Exhibit 12 MCAR § 3.002 O.-1. or such lower amount as shall be required to assure that the interest on obligations of the agency will be exempt from federal income taxation. "Metropolitan area" has the meaning given it in Minn. Stat. § 473.121, subd. 2. With respect to limited-unit mortgage loans to veterans and veterans' dependents to assist in making down payments pursuant to Minn. Stat. § 462A.05, Subdivision 19, those persons and families who adjusted income does not exceed $22,000 for the Non-Metropolitan area and $27,000 for the Metropolitan Area regardless of the interest rate on the mortgage loan for which down payment assistance has been given.

Exhibit 12 MCAR § 3.002 O.-1.

Mortgage Interest Rate	Nonmetropolitan Area Maximum Adjusted Income	Metropolitan Area Maximum Adjusted Income
0-10.59%	$19,000	$24,000
10.60-11.09%	$20,000	$25,000
11.10-11.59%	$21,000	$26,000
11.60-12.00%	$22,000	$27,000

Minnesota Housing Finance Agency

Adopted Temporary Rules Governing Income Limits for Limited Unit Developments and Eligibility for the Home Ownership Assistance Fund

Temporary Rules as Adopted

12 MCAR S 3.002

O. "Persons and families of low and moderate income" means:

1. With respect to limited-unit mortgage loans pursuant to Chapter Four of these rules, development cost loans pursuant to Chapter Three of these rules, planning grants pursuant to Chapter Five of these rules, and American Indian housing loans pursuant to Chapter Eight of these rules, which loans and grants are intended for a limited-unit development, or a dwelling unit in a planned unit development or a condominium, those persons and families whose adjusted income does not exceed the amounts set forth in Exhibit ~~1 below~~ 12 MCAR S 3.002 O.-1. or such lower amount as shall be required to assure that the interest on obligations of the agency will be exempt from federal income taxation. "Metropolitan area" has the meaning given it in Minn. Stat. S 473.121, subd. 2.;

APPROVED IN THE REVISOR OF STATUTES OFFICE BY:

AS

Exhibit ~~1~~ 12 MCAR S 3.002 0.-1.

Mortgage Interest Rate	~~Regions 1-10~~ Nonmetropolitan Area Maximum Adjusted Income	~~Region 11~~ Metropolitan Area Maximum Adjusted Income
0-10.59%	$19,000	$24,000
10.60-11.09%	$20,000	$25,000
11.10-11.59%	$21,000	$26,000
11.60-12.00%	$22,000	$27,000

2. With respect to limited-unit mortgage loans to veterans and veterans' dependents to assist in making down payments pursuant to Minn. Stat. S 462A.05, subd. 19, those persons and families whose adjusted income does not exceed $22,000 for the nonmetropolitan area and $27,000 for the metropolitan area regardless of the interest rate on the mortgage loan for which down payment assistance has been given;

12 MCAR S 3.133 Homeownership assistance fund.

A. Monthly assistance. The agency may provide eligible recipients with interest-free monthly assistance loans in the form of monthly payments of a portion of the principal and interest installment due on the limited-unit development mortgage on qualifying property. Such payments shall not exceed $100 per month and shall decrease by $10 per month or ~~($120 per year)~~ each year. The maximum amount of monthly assistance to which a recipient is originally entitled shall be determined by the agency from time to time on the basis of the percentage of income which may reasonably be spent on mortgage payments, the interest rate charged for limited-unit development mortgage loans, and general housing and construction costs in the State of Minnesota, provided however, that the initial maximum monthly assistance which the agency shall determine to be available

APPROVED IN THE REVISOR OF STATUTES OFFICE BY:

shall not exceed the following amounts for persons and families within the following annual adjusted income ranges as set forth in Exhibit ~~1 below~~ 12 MCAR S 3.133 B.-1. and Exhibit 12 MCAR S 3.133 C.-2. for various potential interest rates to be charged by the agency on its limited-unit development mortgage loans.

APPROVED IN THE REVISOR OF STATUTES OFFICE BY:

B. Metropolitan area. Exhibit 12 MCAR S 3.133 B.-1. applies to eligible recipients whose qualifying property is in the metropolitan area as defined in Minn. Stat. S 473.121, subd. 2.

Exhibit ~~1 Region 11~~ 12 MCAR S 3.133 B.-1.

Mortgage Interest Rate		Initial Maximum Monthly Assistance $100	$80	$60	$40	$20
0- 10.59%	Adj. Hshld. Income	0- 15000	15001- 16000	16001- 17000	17001- 18000	18001- 19000
10.60- 11.09%	Adj. Hshld. Income	0- 16000	16001- 17000	17001- 18000	18001- 19000	19001- 20000
11.10- 11.59%	Adj. Hshld. Income	0- 17000	17001- 18000	18001- 19000	19001- 20000	20001- 21000
11.60- 12.00%	Adj. Hshld. Income	0- 18000	18001- 19000	19001- 20000	20001- 21000	21001- 22000

APPROVED IN THE REVISOR OF STATUTES OFFICE BY:

C. Nonmetropolitan area. Exhibit 12 MCAR S 3.133 C.-2. applies to eligible recipients whose qualifying property is not in the metropolitan area as defined in Minn. Stat. S 473.121, subd. 2.

~~Regions 1-10~~

Exhibit 12 MCAR S 3.133 C.-2.

Mortgage Interest Rate		Initial Maximum Monthly Assistance $100	$80	$60	$40	$20
0- 10.59%	Adj. Hshld. Income	0- 10000	10001- 11000	11001- 12000	12001- 13000	13001- 14000
10.60- 11.09%	Adj. Hshld. Income	0- 11000	11001- 12000	12001- 13000	13001- 14000	14001- 15000
11.10- 11.59%	Adj. Hshld. Income	0- 12000	12001- 13000	13001- 14000	14001- 15000	15001- 16000
11.60- 12.00%	Adj. Hshld. Income	0- 13000	13001- 14000	14001- 15000	15001- 16000	16001- 17000

Reletter. Reletter 12 MCAR S 3.002 0.2.-4. as 0.3.-5.

APPROVED IN THE REVISOR OF STATUTES OFFICE BY:

OFFICE OF THE REVISOR OF STATUTES

Certificate of Approval of Adopted Rules

Agency: Minnesota Housing Finance Agency

Rule Numbers: 12 MCAR S 3.002 (Temporary)
12 MCAR S 3.133 (Temporary)

Rule Title: Adopted Temporary Rules Governing Income Limits for Limited Unit Developments and Eligibility for the Home Ownership Assistance Fund

Type of Rules: Permanent_____

Temporary X

Documents Incorporated by Reference:

The attached Rules are approved as to form.

APPROVED AS TO LEGALITY
Oct 2 19 81
WARREN SPANNAUS, ATTORNEY GENERAL
BY H Theodore Jurek
SPECIAL ASSISTANT ATTORNEY GENERAL

Steven C. Cross
Revisor of Statutes

Name: Ann L. Bateson
Ann L. Bateson

Title: Deputy Revisor

Phone: 296-1536

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
OCT 2 1981
Joan Anderson Growe
Secretary of State
3:45 P.M.

STATE OF MINNESOTA

MINNESOTA HOUSING FINANCE AGENCY

In the Matter of the Proposed Adoption of Temporary Rules Governing Income Limits for Limited Unit Developments and Eligibility for the Home Ownership Assistance Fund.

ORDER ADOPTING TEMPORARY RULES

The above-entitled matter was published in the State Register on August, 10, 1981, as a proposed temporary rule pursuant to Minnesota Statutes section 15.0412, subdivision 5. After affording interested and affected persons an opportunity to submit written data and views within 20 days of the publication date, reviewing and considering the data and views, and determining that the above-captioned rules are needed and reasonable.

NOW, THEREFORE, IT IS ORDERED that these rules identified as Rules of the Minnesota Housing Finance Agency Governing Income Limits for Limited Unit Developments and Eligibility for the Home Ownership Assistance Fund are adopted this 24th day of September, 1981, pursuant to authority vested in the Agency by Minnesota Statutes section 462A.06, subdivision 4 and 11.

James J. Solem, Executive Director

STATE OF MINNESOTA

MINNESOTA HOUSING FINANCE AGENCY

In the Matter of the Proposed Adoption of Temporary Rules Governing Income Limits for Limited Unit Developments and Eligibility for the Home Ownership Assistance Fund.

ORDER FOR PUBLICATION OF TEMPORARY RULES

IT IS ORDERED this 25th day of June, 1981 that the proposed temporary rules in the above-entitled matter be published in the State Register.

James J. Solem, Executive Director

CERTIFICATE OF AGENCY'S

AUTHORIZING RESOLUTION

I, James J. Solem, do hereby certify that I am the Executive Director of the Minnesota Housing Finance Agency of the State of Minnesota, a Agency duly authorized under the laws of the State of Minnesota, and that the following is a true, complete, and correct copy of a resolution adopted at a meeting of the Minnesota Housing Finance Agency duly and properly called and held on the 25th day of June, 1981, that a quorum was present at said meeting, that a majority of those present voted for the resolution and that said resolution is set forth in the minutes of said meeting and has not been rescinded or modified.

> "RESOLVED, that James J. Solem, Executive Director of the Agency of the Minnesota Housing Finance Agency, be and he hereby is granted the authority and directed to sign an Order of the Agency of the Minnesota Housing Finance Agency directing the publication in the State Register of proposed temporary rules governing Income Limits for Limited Unit Developments and Eligibility for the Home Ownership Assistance Fund as well as perform any and all acts incidental thereto.

IN WITNESS WHEREOF, I have hereunto subscribed my name this 25th day of June, 1981.

James J. Solem, Executive Director

C. Reissuance fee. Any electrical contractor who seeks reissuance of his or her license after it has been revoked or suspended pursuant to ~~Minn. Reg.~~ rule Elec 26 of the Board of Electricity shall submit a reissuance fee of ~~$100.00~~ $100 before the license is reinstated.

D. Duplicate license fee. The fee for the issuance of each duplicate license is $3.

Minnesota Housing Finance Agency

Notice of Correction of Publication of Proposed Temporary Rules Governing Income Limits for Limited Unit Developments and Eligibility for the Home Ownership Assistance Fund

The Proposed Temporary Rules Governing Income Limits for Limited Unit Developments and Eligibility for the Home Ownership Assistance Fund as published in the *State Register* of Monday, July 20, 1981 (6 S.R. 69) contained several errors. The request for public comment is reprinted below with the corrected proposed temporary rules.

Request for Public Comment

Notice is hereby given that the Minnesota Housing Finance Agency has proposed the following temporary rules for the purpose of setting income limits for Limited Unit Developments and to establish eligibility for the Home Ownership Assistance Fund, pursuant to Laws 1981, Chapter 306, Section 3.

All interested persons are hereby afforded the opportunity to submit their comments on the proposed rules for 20 days immediately following publication of this material in the *State Register* by writing to Monte Aaker, Research Coordinator, Minnesota Housing Finance Agency, Suite 200—Nalpak Building, 333 Sibley Street, St. Paul, Minnesota 55101.The temporary rules may be revised on the basis of comments received. Any written material received shall become part of the record in the final adoption of the temporary rules.

June 26, 1981

James J. Solem, Executive Director

Rules as Proposed

12 MCAR § 3.002 O.1. With respect to Limited-Unit Mortgage Loans pursuant to Chapter Four of these Rules, Development Cost Loans pursuant to Chapter Three of these rules, Planning Grants pursuant to Chapter Five of these rules, and American Indian Housing Loans pursuant to Chapter Eight of these rules, which loans and grants are intended for a Limited-Unit Development, or a dwelling unit in a planned unit development or a condominium, those persons and families whose Adjusted Income does not exceed ~~$19,000 in the metropolitan area as defined in Minn. Stat. § 473.121, subd. 2 and $17,500 in the remainder of the state~~ the amounts set forth in Exhibit 1 below or such lower amount as shall be required to assure that the interest on obligations of the agency will be exempt from federal income taxation:

EXHIBIT 1

Mortgage Interest Rate	Regions 1-10 Maximum Adjusted Income	Region 11 Maximum Adjusted Income
0-10.59%	$19,000	$24,000
10.60-11.09%	$20,000	$25,000
11.10-11.59%	$21,000	$26,000
11.60-12.00%	$22,000	$27,000

; and

KEY: PROPOSED RULES SECTION — Underlining indicates additions to existing rule language. ~~Strike outs~~ indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." ADOPTED RULES SECTION — Underlining indicates additions to proposed rule language. ~~Strike outs~~ indicate deletions from proposed rule language.

12 MCAR § 3.133 Homeownership Assistance Fund—Monthly Assistance. The agency may provide eligible recipients with interest-free Monthly Assistance loans in the form of monthly payments of a portion of the principal and interest installment due on the Limited-Unit Development Mortgage on qualifying property. Such payments shall not exceed ~~$75~~ $100 per month and shall decrease by ~~$5~~ $10 per month (or ~~$60~~ $120 per year) each year. The maximum amount of Monthly Assistance to which a recipient is originally entitled shall be determined by the agency from time to time on the basis of the percentage of income which may reasonably be spent on mortgage payments, the interest rate charged for Limited-Unit Development Mortgage Loans, and general housing and construction costs in the State of Minnesota, provided, however, that the initial maximum Monthly Assistance which the agency shall determine to be available shall not exceed the following amounts for persons and families within the following Annual Adjusted Income ranges as set forth in Exhibit 1 below for various potential interest rates to be charged by the Agency on its Limited-Unit Development Mortgage Loans:

~~Annual Adjusted Income Between~~	~~Initial Maximum Monthly Assistance~~
~~-11,500~~	~~75~~
~~10,000-12,000~~	~~65~~
~~10,500-12,500~~	~~55~~
~~11,000-13,000~~	~~45~~
~~11,500-13,500~~	~~35~~
~~12,000-14,000~~	~~25~~
~~12,500-16,000~~	~~15~~

EXHIBIT 1
REGION 11
INITIAL MAXIMUM
MONTHLY ASSISTANCE

MORTGAGE INTEREST RATE		$100	$80	$60	$40	$20
0-10.59%	ADJUSTED HOUSEHOLD INCOME	$0-$15,000	$15,001-$16,000	$16,001-$17,000	$17,001-$18,000	$18,001-$19,000
10.60-11.09%	ADJUSTED HOUSEHOLD INCOME	$0-$16,000	$16,001-$17,000	$17,001-$18,000	$18,001-$19,000	$19,001-$20,000
11.10-11.59%	ADJUSTED HOUSEHOLD INCOME	$0-$17,000	$17,001-$18,000	$18,001-$19,000	$19,001-$20,000	$20,001-$21,000
11.60-12.00%	ADJUSTED HOUSEHOLD INCOME	$0-$18,000	$18,001-$19,000	$19,001-$20,000	$20,001-$21,000	$21,001-$22,000

REGIONS 1-10
INITIAL MAXIMUM
MONTHLY ASSISTANCE

MORTGAGE INTEREST RATE		$100	$80	$60	$40	$20
0-10.59%	ADJUSTED HOUSEHOLD INCOME	$0-$10,000	$10,001-$11,000	$11,001-$12,000	$12,001-$13,000	$13,001-$14,000

10.60-11.09%	ADJUSTED HOUSEHOLD INCOME	$0-$11,000	$11,001-$12,000	$12,001-$13,000	$13,001-$14,000	$14,001-$15,000
11.10-11.59%	ADJUSTED HOUSEHOLD INCOME	$0-$12,000	$12,001-$13,000	$13,001-$14,000	$14,001-$15,000	$15,001-$16,000
11.60-12.00%	ADJUSTED HOUSEHOLD INCOME	$0-13,000	$13,001-$14,000	$14,001-$15,000	$15,001-$16,000	$16,001-$17,000

Waste Management Board

Proposed Rules Governing the Establishment, Alteration, and Termination of Solid Waste Management Districts

Notice of Intent to Adopt Rules without a Public Hearing

Notice is hereby given that the State Waste Management Board proposes to adopt the above-entitled rules without a public hearing. The Waste Management Board has determined that the proposed adoption of these rules will be noncontroversial in nature and has elected to follow the procedures set forth in Minnesota Statutes, § 15.0412, subd. 4(h) (1980).

Persons interested in these rules shall have 30 days to submit comments on the proposed rules. The proposed rules may be modified if the modifications are supported by the data and views submitted to the agency and do not result in a substantial change in the proposed language.

Unless seven or more persons submit written requests for a public hearing on the proposed rules within the 30-day comment period, a public hearing will not be held. In the event a public hearing is required, the agency will proceed according to the provisions of Minnesota Statutes, § 15.0412, subds. 4-4(f).

Persons who wish to submit comments or a written request for a public hearing should submit such comments or request to:

Waste Management Board
Attention: Robert Pulford
123 Thorson Building
7323 - 58th Avenue North
Crystal, Minnesota 55428
(612) 536-0816

Authority for the adoption of these rules is contained in Minnesota Statutes, § 115A.63, subd. 2. Additionally, a statement of need and reasonableness that describes the need for and reasonableness of each provision of the proposed rules and identifies the data and information relied upon to support the proposed rules has been prepared and is available from the Waste Management Board, Attention: Robert Pulford, 123 Thorson Building, 7323 - 58th Avenue North, Crystal, Minnesota 55428, upon request.

Upon adoption of the final rules without a public hearing, the proposed rules, this notice, the statement of need and reasonableness, all written comments received, and the final rules as adopted will be delivered to the Attorney General for review as to form and legality, including the issue of substantial change. Persons who wish to be advised of the submission of this material to the Attorney General, or who wish to receive a copy of the final rules as proposed for adoption, should submit a written statement of such request to the Waste Management Board, Attention: Robert Pulford, 123 Thorson Building, 7323 - 58th Avenue North, Crystal, Minnesota 55428.

The rules proposed for adoption relate to the following matters: (1) procedures for establishing and altering the powers and

KEY: PROPOSED RULES SECTION — Underlining indicates additions to existing rule language. ~~Strike outs~~ indicate deletions from existing rule language. If a proposed rule is totally new, it is designated "all new material." ADOPTED RULES SECTION — Underlining indicates additions to proposed rule language. ~~Strike outs~~ indicate deletions from proposed rule language.

STATE OF MINNESOTA

MINNESOTA HOUSING FINANCE AGENCY

In the Matter of the Proposed Adoption of Temporary Rules Governing Income Limits for Limited Unit Developments and Eligibility for the Home Ownership Assistance Fund.

CERTIFICATE OF BOARD'S RESOLUTION ADOPTING RULES

I, Arne Carlson, do hereby certify that I am Secretary of the Minnesota Housing Finance Agency, an agency duly authorized under the laws of the State of Minnesota, and that the following is a true, complete, and correct copy of a resolution adopted at a meeting of the Agency, duly and properly called and held on the 24th day of September, 1981, that a quorum was present at said meeting, that a majority of those present voted for the resolution and that said resolution is set forth in the minutes of said meeting and has not been rescinded or modified.

"RESOLVED, that the rules relating to Adoption of Temporary Rules Governing Income Limits for Limited Unit Developments and Eligibility for the Home Ownership Assistance Fund attached hereto as Exhibit A be and they hereby are approved and adopted, pursuant to authority vested in us by Minnesota Statutes section 462A.06, subdivision 4 and 11 and that James J. Solem, the Executive Director of the Agency, be and hereby is authorized to sign an order adopting these rules and further is authorized to perform the necessary acts to provide that these rules shall have the force and effect of law."

IN WITNESS WHEREOF, I have hereunto subscribed my name this 24th day of September, 1981.

Chairman

Secretary

STATE OF MINNESOTA
DEPARTMENT OF VETERANS AFFAIRS
VETERANS SERVICE BUILDING
SAINT PAUL, MINN. 55155

OFFICE OF THE
COMMISSIONER
(612) 296-2783

REPLY TO: (612) 296-_____

August 26, 1981

Mr. Monte Aaker
Research Coordinator
Minnesota Housing Finance Agency
333 Sibley Street
St. Paul, MN 55101

Dear Mr. Aaker:

With regard to the proposed temporary rules governing income limits for limited unit developments, I would like to suggest that the maximum adjusted income for downpayment assistance loans under the Vietnam Era Veterans Downpayment Assistance Program be included in this change.

Veterans' organizations and Veterans Service Officers have expressed enthusiastic endorsement for an increase in the income limits. The Minnesota Housing Finance Agency has indicated that it would not oppose a change, and in fact, expressed its support.

In light of the above, I propose the following regarding maximum adjusted income limits for the Vietnam Era Veterans Downpayment Assistance Program authorized by Minnesota Statutes 462A.05, Subdivision 19 (1980):

$22,000 for regions 1-10
$27,000 for region 11

Thank you for your consideration.

Yours truly,

Ronald J. Lavell
Deputy Commissioner

kk

AN EQUAL OPPORTUNITY EMPLOYER

STATE OF MINNESOTA

MINNESOTA HOUSING FINANCE AGENCY

In the Matter of the Proposed Adoption of Temporary Rules Governing Income Limits for Limited Unit Developments and Eligibility for the Home Ownership Assistance Fund.

STATEMENT OF COMPLIANCE WITH RULEMAKING PROCEDURES

I, Special Assistant Attorney General, James E. Dinerstein do hereby declare that I have examined the rules and all related documents and that, based on my examination and my personal familiarity with the applicable procedures, the Administrative Procedure Act, the rules of the Office of Administrative Hearings, and the rules of the Attorney General have been followed. Any exceptions are noted below.

James E. Dinerstein
Special Assistant Attorney General

Dated: September 25, 1981