

Minnesota Attorney General: Administrative Rules Proceedings

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Version 3
August 20, 2018

Our File No. 754

11/8 SR + Statement N/R rec'd
11/9 SR + Statement N/R rec'd

RULE REVIEW CHECKLIST

DATE RULE RECEIVED 11-24
DATE FOR REVIEW 12-4
DATE DUE 12-9

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

Approved _____ Disapproved _____ Returned to Agency _____

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

Date filed w/Secretary of State _____ Revisor approved ✓ 11/30/81
disapproved _____

✓ Rule as Adopted

✓ Rule as Proposed See SR

✓ Order Adopting 11.17.81 Date

N/A Notice of Intent to Solicit Outside Opinion

✓ Order for rulemaking
N/A date of Hearing

N/A Certificate of Board's Authorizing Resolution

✓ Notice of rulemaking
✓ Sufficiency

✓ Affidavit of Mailing Notice or rulemaking
10.9.81 At least 30 days prior to ~~hearing~~/adoption

✓ Mailing list Certificate

✓ Publication in State Register
10.12.81 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

N/A Agency's Findings of Fact — No changes from Rules as Proposed.

N/A LCRAR Report or agency Affidavit

N/A Certificate of Board's Resolution Adopting Rules

N/A Order Approving Incorporation by Reference

✓ Statement of Need and Reasonableness

N/A Petition for Adoption of a Rule

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

✓ Certificate of Compliance w/Rulemaking Procedures

✓ Affidavit of Mailing Notice of Submission to Attorney General

✓ Notice of Submission to the Attorney General

SF-00006-02

STATE OF MINNESOTA

DEPARTMENT ATTORNEY GENERAL

Office Memorandum

TO : Rolf Middleton
Attn: Charles Routhe
Assistant Commissioner
Job Service Division

DATE: December 9, 1981

FROM : Ted Martinez
Special Assistant Attorney Genreal
530 State Office Building

PHONE: 6-0315

SUBJECT: In the Matter of the Proposed Adoption of Rules of the State of Minnesota Govrerning the Summer Employment of Youth Under the Youth Employment Act of 1977

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.

Encs.

cc: Ms. Kathy Burek
Mr. Duane Harves

SF-00006-02

See our File 710 for previous submission - rejected for defective notice

STATE OF MINNESOTA

DEPARTMENT OF ECONOMIC SECURITY

Office Memorandum

TO : Ted Martinez
Special Assistant Attorney General
Bremer Tower - 11th Floor

DATE: November 19, 1981

FROM : Charles Routhe CR m
Assistant Commissioner
Job Service Division

PHONE: 296-3625

SUBJECT: Minnesota Youth Employment Act of 1977

Please find attached a Certificate of Compliance and related documentation with regard to the matter of the proposed adoption of rules of the State of Minnesota governing the summer employment of youth under the Youth Employment Act of 1977.

Please review the associated documentation and provide us with your opinion as to the correctness of the procedures followed.

We are simultaneously submitting this documentation to the Revisor of Statutes.

In the event that your opinion is favorable with regard to the procedural process, and upon notification of same, we will submit and publish a Notice of Adoption in the State Register. In the event that you have questions, please contact Lawrence Cheetham, of my staff. He may be reached at 296-6734.

CR:LWC:js
Attach.

cc: Rolf Middleton
Michael Wold
Merle Kinvig
Guy Flanagan
Revisor of Statutes

RECEIVED
NOV 24 1981
ATTORNEY GENERAL
ADMINISTRATIVE AGENCIES

STATE OF MINNESOTA

DEPARTMENT OF ECONOMIC SECURITY

In the Matter of the Proposed Adoption of Rules of the State of Minnesota Governing the Summer Employment of Youth Under the Youth Employment Act of 1977.

ORDER ADOPTING RULES

Notice of the Commissioner's intent to adopt the above-entitled rules without a public hearing was published in the State Register on October 12, 1981 and was sent by United States mail to all persons on the list maintained by the agency pursuant to Minnesota Statutes Section 15.0412, Subdivision 4 on October 9, 1981. After affording interested and affected persons an opportunity to submit comments for 30 days after Notice, receiving fewer than seven written requests for a public hearing within the 30-day comment period, reviewing and considering the comments, and determining the need for and reasonableness of the above-captioned rules,

NOW, THEREFORE, IT IS ORDERED that these rules identified as Summer Youth Employment are adopted this 17 day of November, 1981 pursuant to authority vested in me (the Board) by Minnesota Statutes Section 268.12, Subdvision 3.

STATE OF MINNESOTA

Rolf Middleton

Rolf Middleton

COMMISSIONER OF ECONOMIC SECURITY

Rule as ~~Proposed~~ *Adopted*

8 MCAR S 4.0010 Summer youth employment.

A. Purpose. This rule adopted pursuant to ~~Laws 1977, ch. 254, S 3,~~ Minn. Stat. S 268.33 is designed to establish a procedure for the allocation of funds under the Youth Employment Act of 1977, ~~Laws 1977, ch. 254~~ Minn. Stat. SS 268.31-268.36, and to establish contracting, operating, and invoicing procedures to be utilized in the expenditure of ~~said~~ the funds.

B. Definition of terms. The following terms used in this rule shall have the ~~meaning~~ meanings given them.

1. "Act" means the Youth Employment Act of 1977, ~~Laws of 1977, ch. 254~~ Minn. Stat. SS 268.31-268.36.

2. "Commissioner" means the Commissioner of the Minnesota Department of Economic Security.

3. "Contract" means an agreement entered into between a prime sponsor or a political subdivision or a nonprofit organization and the commissioner for the operation of a youth employment program under the Act.

4. "Department" means the Minnesota Department of Economic Security.

5. "Prime sponsor" means a unit of government, combination of units of government, a rural concentrated employment grantee, or an Indian reservation, which has entered into a grant with the United States Department of Labor to

APPROVED IN THE REVISOR OF STATUTES OFFICE BY:

provide comprehensive manpower services under the federal Comprehensive Employment and Training Act of 1973 (P.L. 93-203).

6. "Program employer" means an organization which employs a person ~~or persons~~ under the program established by the Act.

7. "Subcontract" means an agreement entered into between a prime sponsor and a political subdivision ~~and/~~or nonprofit organization, or both, for the operation of a youth employment program under the Act.

C. Allocation of funds. The commissioner shall allocate funds available under the Act as follows:

1. Allocations to counties.

a. Fifty percent ~~(50.0%)~~ of the funds available under the Act shall be allocated to counties on the basis of each county's share of the estimated youth population of the state which is 14 through 21 years of age.

b. Fifty percent ~~(50.0%)~~ of the funds available under the Act shall be allocated to counties according to each county's share of the estimated youth population of the state which is 14 through 21 years of age, adjusted for:

(1) Historic summer unemployment rates in the county as evidenced by official labor force estimates for the months of June, July and August for the most recent three-year period for which such data is available~~.~~;

(2) The county's proportion of families below the poverty level as evidenced by 1970 ~~U.S.~~ United States Census figures as adjusted by reference to more recent population surveys, provided that ~~such~~ reference to more recent population surveys shall be made only if such data is available for all counties in the state~~.~~; and

(3) Estimates of postsecondary school enrollment in the county as evidenced by validated statistics from the Minnesota Higher Education Coordinating Board or, in their absence, by the most recent ~~U.S.~~ United States Census data.

c. The method of allocation to counties expressed mathematically shall be as follows:

APPROVED IN THE REVISOR OF STATUTES OFFICE BY:

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(1) Historic summer unemployment rates in the county as evidenced by official labor force estimates for the months of June, July and August for the most recent three-year period for which such data is available~~.~~;

(2) The county's proportion of families below the poverty level as evidenced by 1970 ~~U.S.~~ United States Census figures as adjusted by reference to more recent population surveys, provided that ~~such~~ reference to more recent population surveys shall be made only if such data is available for all counties in the state~~.~~; and

(3) Estimates of postsecondary school enrollment in the county as evidenced by validated statistics from the Minnesota Higher Education Coordinating Board or, in their absence, by the most recent ~~U.S.~~ United States Census data.

c. The method of allocation to counties expressed mathematically shall be as follows:

APPROVED IN THE REVISOR OF STATUTES OFFICE BY:

$$A_{ci} = \frac{0.5(YP_{ci})}{YP_s} + \frac{0.5F(YPA_{ci})\ (U_{ci})(P_{ci})}{\sum_{i=1}^{n} (YPA_{ci})\ (U_{ci})(P_{ci})}$$

where: ~~1.~~ (1) A_{ci} = allocation to the i^{th} county;

~~2.~~ (2) F = funds available under the Act;

~~3.~~ (3) YP_{ci} = youth population 14 through 21 years of age in the i^{th} county, determined by interpolation for the current year from projections of the state demographer;

~~4.~~ (4) YP_s = same as ~~3.~~ (3) above for the state;

~~5.~~ (5) YPA_{ci} = youth population as in ~~3.~~ (3) above, but adjusted for postsecondary school enrollment as referenced in 8 MCAR C.1.b.(3)~~.~~;

~~6.~~ (6) U_{ci} = most recent three year average of official labor force unemployment rates for the months of June, July, and August for the i^{th} county; and

~~7.~~ (7) P_{ci} = percent of all families with income below the poverty level in the i^{th} county as evidenced by the 1970 United States Census or more recent population surveys as referenced in 8 MCAR C.1.b.(2).

2. Allocation to cities and Indian reservations. After the commissioner has made an allocation to each county, each county's allocation shall be divided as follows~~.~~

a. Each city within the county which has a total population of 2,500 or more shall receive that portion of the county's allocation which is proportionate to the population of the city as compared to the total population of the county as evidenced by the most recent ~~U.S.~~ United States Bureau of Census estimates. Each Indian reservation within the county shall receive that portion of the county's allocation which is proportionate to the population of the Indian reservation as compared to the total population of the county as evidenced by

APPROVED BY THE REVISOR OF STATUTES OFFICE BY:

has received an allocation under 8 MCAR § ~~4.0010~~ C., and the prime sponsor certifies such insufficiency to the department and the department concurs, ~~such poverty level~~ the criteria shall be waived with respect to the funds allocated to ~~such~~ the area. Hereinafter, this portion of the program is referred to as the "regular program."

2. Postsecondary program. Notwithstanding 8 MCAR § ~~4.0010~~ E.1., at least 33-1/3 percent of the funds allocated to the prime sponsor area are to be used to hire youth who are at least 18 years of age, or a high school graduate, but less than 22 years of age who are certified by the department as intending to enroll or are enrolled in a postsecondary educational institution. Approximately ~~fifty~~ 50 percent of the youth hired should be from families ~~whose annual incomes do not exceed the poverty guidelines~~ which meet the criteria for economically disadvantaged as established by the Employment and Training Administration of the United States Department of Labor at 20 Code of Federal Regulations, Sections 675.4 and 675.5-10 (1980). However, ~~in the event~~ if there are insufficient eligible youth from economically disadvantaged families ~~below the poverty level~~ available for employment to meet this goal within an area under the jurisdiction of a prime sponsor which has received an allocation under 8 MCAR § ~~4.0010~~ C., and the prime sponsor certifies such insufficiency to the department and the department concurs, ~~such poverty level~~ the criteria shall be waived with respect to the funds allocated to ~~such~~ the area. Hereinafter, this portion of the program is referred to as the "postsecondary program." A partial waiver from this part may be obtained in accordance with the procedures set forth in 8 MCAR § ~~4.0010~~ G.

3. To obtain eligible youth, program employers must place a job order with the department and may employ only those youth referred by the department.

4. Eligible youth ~~(not designated as supervisors)~~ shall be paid the federal minimum wage for a period not to exceed 40 hours per calendar week and for not more than 12 weeks.

APPROVED IN THE REVISOR OF STATUTES OFFICE BY:

5. A program ~~employers, at their discretion,~~ employer may designate one eligible youth as supervisor for every ten youth in its employ under the Act. Program employers who employ at least five but less than ten youth may designate one youth as a supervisor. Youth designated as supervisors shall be paid the federal minimum wage plus twenty-five cents ~~(25¢)~~ per hour for up to 40 hours per week for a period not exceeding 12 weeks.

6. Upon signing a contract or subcontract program employers may begin employing eligible youth referred by the department; however, no youth may be employed while attending school as a full-time student. No youth may be employed beyond September 30th of each calendar year.

F. Invoicing. The department shall reimburse contractors for wages paid to eligible youth, employer's contributions to FICA paid in behalf of such youth and workers' compensation insurance costs for such youth. Invoices and specific procedures for reimbursement will be furnished to program employers by the department.

G. Reallocation procedures.

1. Funds may be reallocated within a county or between a county and a city or between counties under the following circumstances:

a. The city or county originally allocated the funds according to the formula in 8 HCAR § ~~4.0010~~ C. refuses the funds~~.~~ ; or

b. The city or county originally allocated the funds gives its permission for those funds to be used in another city or county.

c. In addition, the prime sponsors may reallocate up to the equivalent of one full-time slot or position not to exceed $1,000 between any subdivision above for the purpose of simplified administration of the program.

2. Prime sponsors may shift funds from the postsecondary portion of their program to the regular portion of their program provided that they certify in writing to the department that they are unable to obtain sufficient youth who meet the criteria

APPROVED BY THE REVISOR OF STATUTES OFFICE BY:

set forth in 8 MCAR § ~~4.0010~~ E.2., and the department concurs.

3. During the period of the contract, the department may shift funds from one prime sponsor to another prime sponsor with the mutual consent of both prime sponsors if the prime sponsor releasing the funds certifies that such funds are surplus and unlikely to be used within his area by the end of the contract period and the prime sponsor receiving the funds certifies that the funds are likely to be used before the end of the contract period.

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
SECRETARY of STATE

APPROVED BY THE
REVISOR OF STATUTES
OFFICE BY:

APPROVED AS TO LEGALITY

Dec. 9 1981

WARREN SPANNAUS, ATTORNEY GENERAL

BY Ted A. Mathews

SPECIAL ASSISTANT ATTORNEY GENERAL

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
DEC -9 1981
Joan Anderson Growe
Secretary of State
3:14 PM

In the Matter of the Proposed Adoption
of Rules of the State of Minnesota
Governing the Summer Employment of Youth
Under the Youth Employment Act of 1977.

AFFIDAVIT OF
MAILING

STATE OF MINNESOTA)
)ss.
COUNTY OF RAMSEY)

Lawrence W. Cheetham, being first duly sworn deposes and says:

That on the 9th day of October, 1981, at the City of St. Paul, County of Ramsey, State of Minnesota, he served the attached Notice of Intent to Adopt Rules Without Public Hearing by depositing in the United States mail at said City of St. Paul, a copy thereof, properly enveloped, with postage prepaid, on all persons and associations who have requested that their names be placed on file with the State of Minnesota for the purpose of receiving notice of the proposed adoption of rules by this Department of Economic Security.

Lawrence W. Cheetham

Lawrence W. Cheetham
State Youth Services Supervisor
Job Service Division
Minnesota Dept. of Economic Security

Subscribed and sworn to before me
this 9th day of October, 1981.

David S. Bren

DAVID S. BREN
NOTARY PUBLIC—MINNESOTA
RAMSEY COUNTY
My Commission Expires Nov. 6, 1985.

Department of Economic Security

Statement of Need and Reasonableness for Proposed Amendments

to Rule Governing the Minnesota Youth Employment Act

The Minnesota Department of Economic Security is proposing certain changes to the Summer Youth Employment Rule (8 MCAR s 4.0010) to remove restrictions which prevent the enrollment of certain program eligible applicants; and which prevent the full utilization of available resources.

The first proposed change clarifies the criteria for participation in the Regular Program (Section E (1)), and the Postsecondary Program (Section E (2)). The clarified criteria of economically disadvantaged is more precise and definitive than the current poverty guideline and further conforms with the Federal Comprehensive Employment and Training Act. This will result in more efficient and uniform administration of the Act by program operators.

The second proposed change will allow certification of all high school graduates to the postsecondary part of the program (Section E (2)). The current rule specifies certification for the postsecondary portion of the program of individuals who are at least 18 years of age and who are certified by the department as enrolled or intending to enroll in a postsecondary institution. The proposed change adds to that definition "or a high school graduate"; and will allow high school graduates under 18 years of age who are intending to enroll in a postsecondary educational institution to participate in the postsecondary part of the program.

The third proposed change will add procedures for the reallocation of funds. The addition (part G.3) will allow the department to shift funds from one CETA prime sponsor to another during the course of the program with the mutual consent of both CETA prime sponsors. This proposed addition will allow more efficient use of funds appropriated under the Act and result in an increased number of youth obtaining employment.

C. Other rates. Insurers shall be exempt from the filing requirements set forth in Minn. Stat. § 70A.06 for guide "a" rates and excess rates used for commercial policies of insurance if the rates comply with the requirements set forth in Minnesota Statutes and the insurer maintains a file containing the information required by Minn. Stat. § 70A.06, subd. 1 for the policy for at least one year after the policy has terminated.

4 MCAR § 1.9352 Filing of exempt information. An insurer shall within 30 days of request provide the Commissioner of Insurance with any of the information for which 4 MCAR § 1.9351 provides exemption from filing.

Department of Economic Security

Proposed Changes in Rules Governing the Minnesota Youth Employment Act

Notice of Intent to Adopt Rules without a Public Hearing

The Minnesota Department of Economic Security hereby gives notice that it intends to adopt certain changes in the rule governing procedures under the Minnesota Youth Employment Act, Minnesota Statutes, §§ 268.34-268.36. The department has determined that these changes will be noncontroversial and has chosen to proceed without a public hearing pursuant to the provisions of Minn. Stat. § 15.0412, subd. 4 (h). However, should seven or more persons submit a written request for a public hearing in the manner set forth below, the department will hold a public hearing on its proposed changes. Additionally, the public is invited to comment on the proposed rule, and the rule may be modified if modifications are supported by the data and views submitted. Persons wishing to be notified when the proposed rule is submitted to the Attorney General's office may request such notification by submitting their request to the individual listed below. Additionally, persons desiring a copy of the statement of need and reasonableness may also receive said copy by making their request to the person listed below. Written requests for a public hearing, comment, notification of submission to the Attorney General's office, and/or requests for a copy of the statement of need and reasonableness must be submitted to Lawrence W. Cheetham, State Youth Services Supervisor, Minnesota Department of Economic Security, Room 528, 390 North Robert Street, Saint Paul, Minnesota 55101.

The proposed changes to the rules involve redefining the criteria for economically disadvantaged in E.1. Regular Program and E.2. Post-secondary Program. The new definition of the criteria for economically disadvantaged is more precise and definitive than the current definition and further places the definition of criteria for economically disadvantaged in line with the Federal Comprehensive Employment and Training Act. This will result in a more efficient administration of the Act by program operators.

The second proposed change in the rule is a change in the language to determine certification for the post-secondary part of the program (E.2.). The current rule specifies certification for the post-secondary portion of the program as individuals who are at least 18 years of age and who are certified by the department as intending to enroll or are enrolled in a post-secondary institution. The proposed change would add to that definition 18 years of age or a high school graduate. This change would allow high school graduates under 18 years of age who are intending to enroll in a post-secondary educational institution to participate in the post-secondary program.

The third proposed change is an addition to G. (reallocation procedures). The addition would be known as G.3. This addition would allow the department to shift funds from one CETA prime sponsor to another during the course of the program with the mutual consent of both CETA prime sponsors. The proposed addition would allow a more efficient use of the funds appropriated under the Act and would result in an increased number of youth obtaining employment.

Rule as Proposed

8 MCAR § 4.0010 Summer youth employment.

A. Purpose. This rule adopted pursuant to ~~Laws 1977, ch. 254, § 3,~~ Minn. Stat. § 268.33 is designed to establish a procedure for the allocation of funds under the Youth Employment Act of 1977, ~~Laws 1977, ch. 254~~ Minn. Stat. §§ 268.31-268.36, and to establish contracting, operating, and invoicing procedures to be utilized in the expenditure of ~~said~~ the funds.

B. Definition of terms. The following terms used in this rule shall have the ~~meaning~~ meanings given them.

1. "Act" means the Youth Employment Act of 1977, ~~Laws of 1977, ch. 254~~ Minn. Stat. §§ 268.31-268.36.

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.

2. "Commissioner" means the Commissioner of the Minnesota Department of Economic Security.

3. "Contract" means an agreement entered into between a prime sponsor or a political subdivision or a nonprofit organization and the commissioner for the operation of a youth employment program under the Act.

4. "Department" means the Minnesota Department of Economic Security.

5. "Prime sponsor" means a unit of government, combination of units of government, a rural concentrated employment grantee, or an Indian reservation, which has entered into a grant with the United States Department of Labor to provide comprehensive manpower services under the federal Comprehensive Employment and Training Act of 1973 (P.L. 93-203).

6. "Program employer" means an organization which employs a person ~~or persons~~ under the program established by the Act.

7. "Subcontract" means an agreement entered into between a prime sponsor and a political subdivision ~~and/~~or nonprofit organization, or both, for the operation of a youth employment program under the Act.

C. Allocation of funds. The commissioner shall allocate funds available under the Act as follows:

1. Allocations to counties.

a. Fifty percent ~~(50.0%)~~ of the funds available under the Act shall be allocated to counties on the basis of each county's share of the estimated youth population of the state which is 14 through 21 years of age.

b. Fifty percent ~~(50.0%)~~ of the funds available under the Act shall be allocated to counties according to each county's share of the estimated youth population of the state which is 14 through 21 years of age, adjusted for:

(1) Historic summer unemployment rates in the county as evidenced by official labor force estimates for the months of June, July and August for the post recent three-year period for which such data is available~~.~~;

(2) The county's proportion of families below the poverty level as evidenced by 1970 ~~U.S.~~ United States Cenus figures as adjusted by reference to more recent population surveys, provided that ~~such~~ reference to more recent population surveys shall be made only if such data is available for all counties in the state~~.~~; and

(3) Estimates of postsecondary school enrollment in the county as evidenced by validated statistics from the Minnesota Higher Education Coordinating Board or, in their absence, by the most recent ~~U.S.~~ United States Census data.

c. The method of allocation to counties expressed mathematically shall be as follows:

$$\frac{A_{ci}}{YP_s} = \frac{0.5(YP_{ci})}{} + \frac{0.5F(YPA_{ci})\ (U_{ci})(P_{ci})}{\sum_{i=1}^{n} (YPA_{ci})\ (U_{ci})(P_{ci})}$$

where: ~~1.~~ (1) A_{ci} = allocation to the i^{th} county;

~~2.~~ (2) F = funds available under the Act;

~~3.~~ (3) YP_{ci} = youth population 14 through 21 years of age in the i^{th} county, determined by interpolation for the current year from projections of the state demographer;

~~4.~~ (4) YP_s = same as ~~3.~~ (3) above for the state;

~~5.~~ (5) YPA_{ci} = youth population as in ~~3.~~ (3) above, but adjusted for postsecondary school enrollment as referenced in ~~8 MCAR~~ C.1.b. (3)~~.~~;

~~6.~~ (6) U_{ci} = most recent three year average of official labor force unemployment rates for the months of June, July, and August for the i^{th} county; and

~~7.~~ (7) P_{ci} = percent of all families with income below the poverty level in the i^{h} county as evidenced by the 1970 United States Census or more recent population surveys as referenced in ~~8 MCAR~~ C.1.b.(2).

2. Allocation to cities and Indian reservations. After the commissioner has made an allocation to each county, each county's allocation shall be divided as follows~~:~~.

a. Each city within the county which has a total population of 2,500 or more shall receive that portion of the county's allocation which is proportionate to the population of the city as compared to the total population of the county as evidenced by the most recent ~~U.S.~~ United States Bureau of Census estimates. Each Indian reservation within the county shall receive that portion of the county's allocation which is proportionate to the population of the Indian reservation as compared to the total population of the county as evidenced by 1970 ~~U.S.~~ United States Census figures.

b. The remainder of the county allocation, that part which is not allocated to cities and Indian reservations under ~~8 MCAR § 4.0010~~ C.2.a., shall be allocated to the county as a whole.

D. Contracting procedures. Each prime sponsor will be offered a contract for the amount of funds allocated to its area. Upon the offer of a contract, each prime sponsor may exercise the following options:

1. Sign the contract for the entire amount of the allocation and directly administer the program~~.~~;

2. Sign the contract for the entire amount of the allocation and subcontract the operation of the program to political subdivisions ~~and/~~or nonprofit organizations, or both, within the prime sponsor's jurisdiction~~.~~;

3. Designate all or a part of the allocation to be directly used by a state agency, political subdivision or a nonprofit organization~~.~~; or

4. Decline the offer of the contract. In such a case, the commissioner shall offer to contract directly with the cities, Indian reservations and counties in the prime sponsor's area.

E. Operation procedures.

1. Regular program. Youth who are at least 14 years of age but less than 22 years of age at the time they are to begin employment under the program established by the Act are eligible for program employment. Approximately fifty percent of the youth hired should be from families ~~whose annual incomes do not exceed the poverty guidelines~~ which meet the criteria for economically disadvantaged as established by the Employment and Training Administration of the United States Department of Labor at 20 Code of Federal Regulations, Sections 675.4 and 675.5-10 (1980). However, ~~in the event~~ if there are insufficient eligible youth from economically disadvantaged families ~~below the poverty level~~ available for employment to meet this goal within an area under the jurisdiction of a prime sponsor which has received an allocation under ~~8 MCAR § 4.0010~~ C., and the prime sponsor certifies such insufficiency to the department and the department concurs, ~~such poverty level~~ the criteria shall be waived with respect to the funds allocated to ~~such~~ the area. Hereinafter, this portion of the program is referred to as the "regular program."

2. Postsecondary program. Notwithstanding ~~8 MCAR § 4.0010~~ E.1., at least 33⅓ percent of the funds allocated to the prime sponsor area are to be used to hire youth who are at least 18 years of age, or a high school graduate, but less than 22 years of age who are certified by the department as intending to enroll or are enrolled in a postsecondary educational institution. Approximately ~~fifty~~ 50 percent of the youth hired should be from families ~~whose annual incomes do not exceed the poverty guidelines~~ which meet the criteria for economically disadvantaged as established by the Employment and Training Administration of the United States Department of Labor at 20 Code of Federal Regulations, Sections 675.4 and 675.5-10 (1980). However, ~~in the event~~ if there are insufficient eligible youth from economically disadvantaged families ~~below the poverty level~~ available for employment to meet this goal within an area under the jurisdiction of a prime sponsor which has received an allocation under ~~8 MCAR § 4.0010~~ C., and the prime sponsor certifies such insufficiency to the department and the department concurs, ~~such poverty level~~ the criteria shall be waived with respect to the funds allocated to ~~such~~ the area. Hereinafter, this portion of the program is referred to as the "postsecondary program." A partial waiver from this part may be obtained in accordance with the procedures set forth in ~~8 MCAR § 4.0010~~ G.

3. To obtain eligible youth, program employers must place a job order with the department and may employ only those youth referred by the department.

4. Eligible youth ~~(not designated as supervisors)~~ shall be paid the federal minimum wage for a period not to exceed 40 hours per calendar week and for not more than 12 weeks.

5. A program ~~employers, at their discretion,~~ employer may designate one eligible youth as supervisor for every ten youth in its employ under the Act. Program employers who employ at least five but less than ten youth may designate one youth as a supervisor. Youth designated as supervisors shall be paid the federal minimum wage plus twenty-five cents ~~(25¢)~~ per hour for up to 40 hours per week for a period not exceeding 12 weeks.

6. Upon signing a contract or subcontract program employers may begin employing eligible youth referred by the department; however, no youth may be employed while attending school as a full-time student. No youth may be employed beyond September 30th of each calendar year.

F. Invoicing. The department shall reimburse contractors for wages paid to eligible youth, employer's contributions to FICA

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.

paid in behalf of such youth and workers' compensation insurance costs for such youth. Invoices and specific procedures for reimbursement will be furnished to program employers by the department.

G. Reallocation procedures.

1. Funds may be reallocated within a county or between a county and a city or between counties under the following circumstances:

a. The city or county originally allocated the funds according to the formula in ~~8 MCAR § 4.0010~~ C. refuses the funds~~.~~; or

b. The city or county originally allocated the funds gives its permission for those funds to be used in another city or county.

c. In addition, the prime sponsors may reallocate up to the equivalent of one full-time slot or position not to exceed $1,000 between any subdivision above for the purpose of simplified administration of the program.

2. Prime sponsors may shift funds from the postsecondary portion of their program to the regular portion of their program provided that they certify in writing to the department that they are unable to obtain sufficient youth who meet the criteria set forth in ~~8 MCAR § 4.0010~~ E.2., and the department concurs.

3. During the period of the contract, the department may shift funds from one prime sponsor to another prime sponsor with the mutual consent of both prime sponsors if the prime sponsor releasing the funds certifies that such funds are surplus and unlikely to be used within his area by the end of the contract period and the prime sponsor receiving the funds certifies that the funds are likely to be used before the end of the contract period.

State Board of Education
Department of Education
Special and Compensatory Education Division

Proposed Rules Governing Special Education Staff to Student Ratios (5 MCAR §§ 1.0120-1.0122)

Notice of Hearing

A public hearing concerning the proposed rule will be held at the Veteran's Service Building, Room D, 20 W. 12th Street and Columbus Avenue, St. Paul, MN 55155 on November 16, 1981, commencing at 9:00 A.M. The proposed rule may be modified as a result of the hearing process. Therefore, if you are affected in any manner by the proposed rule, you are urged to participate in the rule hearing process.

Following the agency's presentation at the hearing all interested or affected persons will have an opportunity to ask questions and make comments. Statements may be made orally and written material may be submitted. In addition, whether or not an appearance is made at the hearing, written statements or material may be submitted to Jon L. Lunde, Hearing Examiner, Room 300, 1745 University Avenue, St. Paul, MN 55104, telephone (612) 296-5938 either before the hearing or within five working days after the close of the hearing. The hearing examiner may, at the hearing, order that the record be kept open for a longer period not to exceed 20 calendar days. The rule hearing procedure is governed by Minn. Stat. §§ 15.0411-15.0417 and 15.052, and by 9 MCAR §§ 2.101-2.113 (Minnesota Code of Agency Rules). If you have any questions about the procedure, call or write the hearing examiner.

Notice is hereby given that 25 days prior to the hearing, a statement of need and reasonableness will be available for review at the agency and at the Office of Administrative Hearings. This statement of need and reasonableness will include a summary of all the evidence and argument which the agency anticipates presenting at the hearing justifying both the need for and the reasonableness of the proposed rule or rules. Copies of the statement of need and reasonableness may be obtained from the Office of Administrative Hearings at a minimal charge.

The purpose of the rule is to clarify and allow flexibility in determining special education student to teacher ratios. The agency intends to present only a short summary of the statement of need and reasonableness at the hearing but will answer questions raised by interested persons. You are therefore urged to review the statement of need and reasonableness before the hearing. Additional copies will be available at the hearing.

The board's statutory authority to promulgate the proposed rules is provided by Minn. Stat. § 120.17, subd. 3.

STATE OF MINNESOTA

DEPARTMENT OF ECONOMIC SECURITY

In the Matter of the Proposed Adoption of Rules of the State of Minnesota Governing the Summer Employment of Youth Under the Youth Employment Act of 1977

ORDER FOR NOTICE OF INTENT TO ADOPT RULES WITHOUT PUBLIC HEARING

IT IS ORDERED this 9th day of October, 1981, that a Notice of Intent to Adopt Rules Without Public Hearing in the above-entitled matter be given to all persons who have registered their names with the State of Minnesota for that purpose and be published in the State Register.

STATE OF MINNESOTA

Rolf Middleton

ROLF MIDDLETON

COMMISSIONER, DEPARTMENT OF ECONOMIC SECURITY

STATE OF MINNESOTA
COUNTY OF RAMSEY

CERTIFICATE

In the Matter of the Proposed Adoption
of Rules of the State of Minnesota
Governing the Summer Employment of Youth
Under the Youth Employment Act of 1977.

I hereby certify that the list of persons, associations, and other interested groups who have requested, pursuant to Minn. Stat. § 15.0412, Subd. 4, that their names be placed on file with and maintained by the State of Minnesota for the purpose of receiving notice of the proposed adoption of rules by this Department of Economic Security is accurate and complete as of 8:00 AM, this 9th day of October, 1981.

Bruce A. Lindsey
Procedures Coordinator

STATE OF MINNESOTA

DEPARTMENT OF ECONOMIC SECURITY

In the Matter of the Proposed Adoption of Rules of the State of Minnesota Governing the Summer Employment of Youth Under the Youth Employment Act of 1977.	STATEMENT OF COMPLIANCE WITH RULE MAKING PROCEDURES

The undersigned does hereby declare that he has examined the above proposed Rules and all related documents in connection with their adoption. In my opinion the Department has complied with the applicable statutes and rules relating to the adoption of the above rules.

PETER C. ANDREWS
Assistant Attorney General

Nov. 19, 1981
DATE

MINNESOTA DEPARTMENT OF ECONOMIC SECURITY

Proposed Adoption of Certain Changes in Rules Governing the Minnesota Youth Employment Act

Notice of Intent to Adopt Rules Without a Public Hearing

The Minnesota Department of Economic Security hereby gives notice that it intends to adopt certain changes in the rule governing procedures under the Minnesota Youth Employment Act, Minnesota Statutes 268.34 - 268.36. The Department has determined that these changes will be noncontroversial and has chosen to proceed without a public hearing pursuant to the provisions of Minnesota Statutes 15.0412, subdivision 4(h). However, should seven or more persons submit a written request for a public hearing in the manner set forth below, the Department will hold a public hearing on its proposed changes.

Additionally, the public is invited to comment on the proposed rule, and the rule may be modified if modifications are supported by the data and views submitted. Persons wishing to be notified when the proposed rule is submitted to the Attorney General's office may request such notification by submitting their request to the individual listed below. Additionally, persons desiring a copy of the Statement of Need and Reasonableness may also receive said copy by making their request to the person listed below.

Written requests for a public hearing, comment, notification of submission to the Attorney General's office, and/or requests for a copy of the Statement of Need and Reasonableness must be submitted to Lawrence W. Cheetham, State Youth Services Supervisor, Minnesota Department of Economic Security, Room 528, 390 North Robert Street, Saint Paul, Minnesota 55101.

The proposed changes to the Rules involve redefining the criteria for economically disadvantaged in Sections E(1) Regular Program and Sections E(2) Postsecondary Program. The new definition of the criteria for economically disadvantaged is more precise and definitive than the current definition and further places the definition of criteria for economically disadvantaged in line with the Federal Comprehensive Employment and Training Act. This will result in a more efficient administration of the Act by program operators.

The second proposed change in the Rule is a change in the language to determine certification for the postsecondary part of the program (Section E(2)). The current Rule specifies certification for the postsecondary portion of the program as individuals who are at least 18 years of age and who are certified by the Department as intending to enroll or are enrolled in a postsecondary institution. The proposed change would add to that definition 18 years of age or a high school graduate. This change would allow high school graduates under 18 years of age who are intending to enroll in a postsecondary educational institution to participate in the postsecondary program.

The third proposed change is an addition to part G (reallocation procedures). The addition would be known as G (3). This addition would allow the Department to shift funds from one CETA prime sponsor to another during the course of the program with the mutual consent of both CETA prime sponsors. The proposed addition would allow a more efficient use of the funds appropriated under the Act and would result in an increased number of youth obtaining employment.

Rule as Proposed

8 MCAR S 4.0010 Summer youth employment.

A. Purpose. This rule adopted pursuant to ~~Laws 1977, ch. 254, S 3,~~ Minn. Stat. S 268.33 is designed to establish a procedure for the allocation of funds under the Youth Employment Act of 1977, ~~Laws 1977, ch. 254~~ Minn. Stat. SS 268.31-268.36, and to establish contracting, operating, and invoicing procedures to be utilized in the expenditure of ~~said~~ the funds.

B. Definition of terms. The following terms used in this rule shall have the ~~meaning~~ meanings given them.

1. "Act" means the Youth Employment Act of 1977, ~~Laws of 1977, ch. 254~~ Minn. Stat. SS 268.31-268.36.

2. "Commissioner" means the Commissioner of the Minnesota Department of Economic Security.

3. "Contract" means an agreement entered into between a prime sponsor or a political subdivision or a nonprofit organization and the commissioner for the operation of a youth employment program under the Act.

4. "Department" means the Minnesota Department of Economic Security.

5. "Prime sponsor" means a unit of government, combination of units of government, a rural concentrated employment grantee, or an Indian reservation, which has entered into a grant with the United States Department of Labor to

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provide comprehensive manpower services under the federal Comprehensive Employment and Training Act of 1973 (P.L. 93-203).

6. "Program employer" means an organization which employs a person ~~or persons~~ under the program established by the Act.

7. "Subcontract" means an agreement entered into between a prime sponsor and a political subdivision ~~and/~~or nonprofit organization, or both, for the operation of a youth employment program under the Act.

C. Allocation of funds. The commissioner shall allocate funds available under the Act as follows:

1. Allocations to counties.

a. Fifty percent ~~(50.0%)~~ of the funds available under the Act shall be allocated to counties on the basis of each county's share of the estimated youth population of the state which is 14 through 21 years of age.

b. Fifty percent ~~(50.0%)~~ of the funds available under the Act shall be allocated to counties according to each county's share of the estimated youth population of the state which is 14 through 21 years of age, adjusted for:

(1) Historic summer unemployment rates in the county as evidenced by official labor force estimates for the months of June, July and August for the most recent three-year period for which such data is available~~.~~;

(2) The county's proportion of families below the poverty level as evidenced by 1970 ~~U.S.~~ United States Census figures as adjusted by reference to more recent population surveys, provided that ~~such~~ reference to more recent population surveys shall be made only if such data is available for all counties in the state~~.~~; and

(3) Estimates of postsecondary school enrollment in the county as evidenced by validated statistics from the Minnesota Higher Education Coordinating Board or, in their absence, by the most recent ~~U.S.~~ United States Census data.

c. The method of allocation to counties expressed mathematically shall be as follows:

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$$A_{ci} = \frac{0.5(YP_{ci})}{YP_s} + \frac{0.5F(YPA_{ci})}{\sum_{i=1}^{n}(YPA_{ci})} \frac{(U_{ci})(P_{ci})}{(U_{ci})(P_{ci})}$$

where: ~~1.~~ (1) A_{ci} = allocation to the i^{th} county;

~~2.~~ (2) F = funds available under the Act;

~~3.~~ (3) YP_{ci} = youth population 14 through 21 years of age in the i^{th} county, determined by interpolation for the current year from projections of the state demographer;

~~4.~~ (4) YP_s = same as ~~3.~~ (3) above for the state;

~~5.~~ (5) YPA_{ci} = youth population as in ~~3.~~ (3) above, but adjusted for postsecondary school enrollment as referenced in 8 MCAR C.1.b.(3)~~.~~;

~~6.~~ (6) U_{ci} = most recent three year average of official labor force unemployment rates for the months of June, July, and August for the i^{th} county; and

~~7.~~ (7) P_{ci} = percent of all families with income below the poverty level in the i^{th} county as evidenced by the 1970 United States Census or more recent population surveys as referenced in 8 MCAR C.1.b.(2).

2. Allocation to cities and Indian reservations. After the commissioner has made an allocation to each county, each county's allocation shall be divided as follows~~.~~

a. Each city within the county which has a total population of 2,500 or more shall receive that portion of the county's allocation which is proportionate to the population of the city as compared to the total population of the county as evidenced by the most recent ~~U.S.~~ United States Bureau of Census estimates. Each Indian reservation within the county shall receive that portion of the county's allocation which is proportionate to the population of the Indian reservation as compared to the total population of the county as evidenced by

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1970 ~~U.S.~~ United States Census figures.

b. The remainder of the county allocation, that part which is not allocated to cities and Indian reservations under 8 ~~MCAR § 4.0010~~ C.2.a., shall be allocated to the county as a whole.

D. Contracting procedures. Each prime sponsor will be offered a contract for the amount of funds allocated to its area. Upon the offer of a contract, each prime sponsor may exercise the following options:

1. Sign the contract for the entire amount of the allocation and directly administer the program~~.~~;

2. Sign the contract for the entire amount of the allocation and subcontract the operation of the program to political subdivisions ~~and/~~or nonprofit organizations, or both, within the prime sponsor's jurisdiction~~.~~;

3. Designate all or a part of the allocation to be directly used by a state agency, political subdivision or a nonprofit organization~~.~~; or

4. Decline the offer of the contract. In such a case, the commissioner shall offer to contract directly with the cities, Indian reservations and counties in the prime sponsor's area.

E. Operation procedures.

1. Regular program. Youth who are at least 14 years of age but less than 22 years of age at the time they are to begin employment under the program established by the Act are eligible for program employment. Approximately fifty percent of the youth hired should be from families ~~whose annual incomes do not exceed the poverty guidelines~~ which meet the criteria for economically disadvantaged as established by the Employment and Training Administration of the United States Department of Labor at 20 Code of Federal Regulations, Sections 675.4 and 675.5-10 (1980). However, ~~in the event~~ if there are insufficient eligible youth from economically disadvantaged families ~~below the poverty level~~ available for employment to meet this goal within an area under the jurisdiction of a prime sponsor which

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has received an allocation under 8 MCAR § ~~4.0010~~ C., and the prime sponsor certifies such insufficiency to the department and the department concurs, ~~such poverty level~~ the criteria shall be waived with respect to the funds allocated to ~~such~~ the area. Hereinafter, this portion of the program is referred to as the "regular program."

2. Postsecondary program. Notwithstanding 8 MCAR § ~~4.0010~~ E.1., at least 33-1/3 percent of the funds allocated to the prime sponsor area are to be used to hire youth who are at least 18 years of age, or a high school graduate, but less than 22 years of age who are certified by the department as intending to enroll or are enrolled in a postsecondary educational institution. Approximately ~~fifty~~ 50 percent of the youth hired should be from families ~~whose annual incomes do not exceed the poverty guidelines~~ which meet the criteria for economically disadvantaged as established by the Employment and Training Administration of the United States Department of Labor at 20 Code of Federal Regulations, Sections 675.4 and 675.5-10 (1980). However, ~~in the event~~ if there are insufficient eligible youth from economically disadvantaged families ~~below the poverty level~~ available for employment to meet this goal within an area under the jurisdiction of a prime sponsor which has received an allocation under 8 MCAR § ~~4.0010~~ C., and the prime sponsor certifies such insufficiency to the department and the department concurs, ~~such poverty level~~ the criteria shall be waived with respect to the funds allocated to ~~such~~ the area. Hereinafter, this portion of the program is referred to as the "postsecondary program." A partial waiver from this part may be obtained in accordance with the procedures set forth in 8 MCAR § ~~4.0010~~ G.

3. To obtain eligible youth, program employers must place a job order with the department and may employ only those youth referred by the department.

4. Eligible youth ~~(not designated as supervisors)~~ shall be paid the federal minimum wage for a period not to exceed 40 hours per calendar week and for not more than 12 weeks.

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5. A program ~~employers, at their discretion,~~ employer may designate one eligible youth as supervisor for every ten youth in its employ under the Act. Program employers who employ at least five but less than ten youth may designate one youth as a supervisor. Youth designated as supervisors shall be paid the federal minimum wage plus twenty-five cents ~~(25¢)~~ per hour for up to 40 hours per week for a period not exceeding 12 weeks.

6. Upon signing a contract or subcontract program employers may begin employing eligible youth referred by the department; however, no youth may be employed while attending school as a full-time student. No youth may be employed beyond September 30th of each calendar year.

F. Invoicing. The department shall reimburse contractors for wages paid to eligible youth, employer's contributions to FICA paid in behalf of such youth and workers' compensation insurance costs for such youth. Invoices and specific procedures for reimbursement will be furnished to program employers by the department.

G. Reallocation procedures.

1. Funds may be reallocated within a county or between a county and a city or between counties under the following circumstances:

a. The city or county originally allocated the funds according to the formula in 8 ~~MCAR § 4.0010~~ C. refuses the funds; or

b. The city or county originally allocated the funds gives its permission for those funds to be used in another city or county.

c. In addition, the prime sponsors may reallocate up to the equivalent of one full-time slot or position not to exceed $1,000 between any subdivision above for the purpose of simplified administration of the program.

2. Prime sponsors may shift funds from the postsecondary portion of their program to the regular portion of their program provided that they certify in writing to the department that they are unable to obtain sufficient youth who meet the criteria

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set forth in ~~8 MCAR § 4.0010~~ E.2., and the department concurs.

3. During the period of the contract, the department may shift funds from one prime sponsor to another prime sponsor with the mutual consent of both prime sponsors if the prime sponsor releasing the funds certifies that such funds are surplus and unlikely to be used within his area by the end of the contract period and the prime sponsor receiving the funds certifies that the funds are likely to be used before the end of the contract period.

APPROVED BY THE REVISOR OF STATUTES OFFICE BY:

Department of Economic Security
Job Service Division

October 9, 1981

In the Matter of the Proposed Adoption of Rules of the State of Minnesota Governing the Summer Employment of Youth Under the Youth Employment Act of 1977, Notice of Intent to Adopt Rules Without a Public Hearing.

Notice is hereby given that the State of Minnesota proposes to adopt certain changes in the above-entitled rules without a public hearing. The Commissioner has determined that the proposed adoption of these rules will be non-controversial in nature and has elected to follow the procedures set forth in Minnesota Statutes Section 15.0412, Subdivision 4h (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 Section 15.0412, Subdivisions 4 & 4f.

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

Lawrence W. Cheetham
State Youth Services Supervisor
Minnesota Department of Economic Security
390 North Robert Street Room 528
St. Paul, MN 55101 tel: (612) 296-6734

Authority for the adoption of these rules is contained in Minnesota Statutes Section 268.12, Subdivision 3. Additionally, a Statement of Need and Reasonableness that describes the need for the 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 Lawrence W. Cheetham at the address above upon request.

- continued

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 Lawrence W. Cheetham.

The rules proposed for adoption relate to the following matters:

The first proposed change to the Rules redefines the criteria for economically disadvantaged in Sections E(1) Regular Program and Sections E(2) Post-secondary Program. The new definition of the criteria for economically disadvantaged is more precise and definitive than the current definition and further places the definition of criteria for economically disadvantaged in line with the Federal Comprehensive Employment and Training Act. This will result in a more efficient administration of the Act by program operators.

The second proposed change in the Rule is a change in the language to determine certification for the post-secondary part of the program (Section E(2)). The current rule specifies certification for the post-secondary portion of the program as individuals who are at least 18 years of age and who are certified by the Department as intending to enroll or are enrolled in a post-secondary institution. The proposed change would add to that definition 18 years of age or a high school graduate. This change would allow high school graduates under 18 years of age who are intending to enroll in a post-secondary educational institution to participate in the post-secondary program.

The third proposed change is an addition to part G(re-allocation procedures). The addition would be known as G(3). This addition would allow the Department to shift funds from one CETA prime sponsor to another during the course of the program with the mutual consent of both CETA prime sponsors. The proposed addition would allow a more efficient use of the funds appropriated under the Act and would result in an increased number of youths obtaining employment.

Copies of this Notice and the proposed rules are available and may be obtained by contacting Lawrence W. Cheetham.

ROLF MIDDLETON

Commissioner of Economic Security

In The Matter of the Proposed Adoption of Rules of the State of Minnesota Governing the Summer Employment of Youth Under the Youth Employment Act of 1977.

AFFIDAVIT OF MAILING NOTICE OF SUBMISSION TO THE ATTORNEY GENERAL

STATE OF MINNESOTA)
)ss.
COUNTY OF RAMSEY)

Lawrence W. Cheetham, being first duly sworn, deposes and says:

That on the 17 th day of November, 1981, in the City of St. Paul, County of Ramsey, State of Minnesota, he served the attached notice of Submission to the Attorney General by depositing in the United States mail at said City of St. Paul, a copy thereof, properly enveloped, with postage prepaid, on all persons and associations who requested notice that the rules in the above-entitled matter have been submitted to the Attorney General.

Lawrence Cheetham

Subscribed and sworn to before me this 17th day of November, 1981.

Helen Eckl

HELEN ECKL
NOTARY PUBLIC—MINNESOTA
RAMSEY COUNTY
My Comm. Expires Sept. 16, 1987

STATE OF MINNESOTA
DEPARTMENT OF ECONOMIC SECURITY

In the Matter of the Proposed Adoption of Rules of the State of Minnesota Governing the Summer Employment of Youth Under the Youth Employment Act of 1977.

NOTICE OF SUBMISSION TO THE ATTORNEY GENERAL

Pursuant to your request and in accordance with Minnesota Statutes, Section 15.0412:

PLEASE TAKE NOTICE that the above-captioned rules have been submitted to the Office of the Attorney General on this date, November 17, 1981, for review as to form and legality. Pursuant to 1 MCAR § 1.206B., the Attorney General will not approve the rules for at least five calendar days after receipt to allow any person or association time to comment on the legality of the rules, after which that Office will complete its review. If you desire to comment on the legality of the above-captioned rules, you should direct your comments to the Office of the Attorney General, G-25 State Administration Building, 50 Sherburne Avenue, Saint Paul, Minnesota 55155, telephone (612) 296-7030. Please note that the above-cited rule of the Attorney General also provides that a copy of any written comments submitted to the Attorney General must be submitted simultaneously to this agency.

If you are interested in determining what changes, if any, were made in the proposed rules after publication in the State Register and before submission to the Attorney General you may contact Lawrence W. Cheetham, State Youth Services Supervisor, Minnesota Department of Economic Security, Room 528, 390 North Robert Street, Saint Paul, Minnesota 55101, or by telephone at (612) 296-6734.

STATE OF MINNESOTA
Rolf Middleton
Commissioner of Economic Security

MINNESOTA LEGISLATURE

REVISOR OF STATUTES
STEVEN C. CROSS

DEPUTY REVISORS
ANN L. BATESON
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ANDREA G. WHITE

OFFICE OF THE REVISOR OF STATUTES

☐ STATE CAPITOL, ROOM 3 ☐ STATE OFFICE BUILDING, ROOM 670
ST. PAUL, MINNESOTA 55155

(612) 296-2868

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SUPERVISORS
ELEONORE G. ANDERSON
MARJORIE E. JORGENSEN
MYRTLE L. KAUFENBERG
BARBARA C. MOEHRLE
MARCIA W. WALDRON

September 28, 1981

Bruce Lindsay
Department of Economic Security
300 B Economic Security
390 North Robert

Dear Mr. Lindsay:

We are enclosing copies of your rule request relating to Proposed Rules Amending the Participation and Fund Allocation Provisions of the Youth Employment Act. The copies are ready for submission to the State Register.

If you want to make any changes, please return a copy with your instructions for redrafting.

If you have any questions, please do not hesitate to call.

Very truly yours,

Ann L. Bateson

Ann L. Bateson
Deputy Revisor

ALB/lr
Enclosures
RD114