

Minnesota Attorney General: Administrative Rules Proceedings

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Version 3
August 20, 2018

RULE REVIEW CHECKLIST

File No. 1375 Docket No. 05.0009.1190

DATE RECEIVED 6/16/87
REVIEW DATE 6/25/87
DUE DATE 6/30/87

APPROVED 6/30/87
DISAPPROVED
WITHDRAWN

ADOPTED W/O HEARING X
EMERGENCY RULE

REVISOR APPROVED ✓
REVISOR DISAPPROVED
FILED W/SEC. STATE
RETURNED TO AGENCY

✓ Rule as adopted (4 copies)

~~Notice to Solicit Outside Information/Opinion~~
~~Date published in State Register~~
~~Comments~~

~~Petition for Adoption of a Rule~~

~~Board's Authorizing Resolution~~

✓ Proposed rule
yes Revisor's Certificate

✓ Notice of Intent to Adopt Rule
144.226 Statutory Authority
yes Small business statement
yes Expenditure of public money statement
yes Signature

✓ Statement of Need and Reasonableness

✓ Affidavit of Mailing Notice of Intent to Adopt Rule
5/7/87 Date 30/25 days before adoption

✓ Publication in State Register
5/11/87 Date 30/25 days before adoption

~~Resolution Adopting~~

✓ Findings of Fact, Conclusions & Order Adopting
6/15/87 Date

Written requests, submissions or comments

✓ Declaration of attorney
Robert Holley Name of SAAG representing agency

~~Notice of Submission to Attorney General~~

~~Affidavit of Mailing Notice to Attorney General~~

SF-00006-05 (4/86)

STATE OF MINNESOTA

Office Memorandum

DEPARTMENT : ATTORNEY GENERAL

DATE : June 30, 1987

TO : ROBERT T. HOLLEY
Special Assistant
Attorney General

FROM : MIKE MILES
Assistant Attorney General

PHONE : 6-6555

SUBJECT : In the Matter of the Adopted Rules Relating to Vital Records Fees

The above-referenced rule has been approved as to its legality by the Attorney General on June 30, 1987.

Enclosed is the agency's copy of the approved rule. This office has already filed two copies with the Secretary of State, who will forward one copy to the Revisor of Statutes. The fourth is being retained by this division of the Attorney General's Office for its records.

Also enclosed are any petitions, requests, submission or comments received by the agency and any extra copies of documents which the agency submitted to the Attorney General.

In order for a permanent rule without a hearing to become effective, your agency must publish a notice of adoption in the State Register in accordance with Minn. Stat. § 14.27. An emergency rule becomes effective five working days after approval by the Attorney General; however, the agency must publish a notice in the State Register in accordance with Minn. Stat. § 14.34.

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

JMM:nah

Enclosures

cc: Maryanne Hruby
Executive Director
Legislative Commission to Review
Adminsitrative Rules

Duane Harves
Chief Administrative Law Judge
Office of Administrative Hearings

Department of Health

Adopted Permanent Rules Relating to Vital Records Fees

Rules as Adopted

4600.0900 FEES.

Subpart 1. **Certified copy.** Effective July 1, 1987, the fee for the issuance of either a certified copy of a birth, death, or marriage record or a certification that the record cannot be found shall be $8. The fee for additional copies of the identical record requested at the same time shall be $2 each. No fee shall be charged for a certified copy needed in connection with service in the armed forces or the Merchant Marine of the United States or in the presentation of claims to the United States Veterans Administration or the official veterans administration of any state or territory of the United States or for any copy needed by the commissioner of human services in connection with the needs of state wards. No fee shall be charged for verification of information requested by official agencies of this state, local governments in this state, or the federal government.

Subp. 2. to 4. [Unchanged.]

Subp. 5. **Fee for verification.** The fee for the verification of information from or noncertified copies of a birth, death, or marriage record shall be $8 when the applicant furnishes specific information to locate the record. When the applicant does not furnish specific information the fee shall be $10 per hour for staff time expended. Specific information shall include the correct date of the event and the correct name of the registrant.

Subp. 6. [COPIES OF OTHER DOCUMENTS.] The fee for issuance of a certified or noncertified copy of any document on file pertaining to a vital record or a certification that a document cannot be found shall be $5.

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
JUN 30 1987
Joan Anderson Growe
Secretary of State
2:10 PM

APPROVED AS TO FORM AND LEGALITY

6/30 1987

HUBERT H. HUMPHREY, III
ATTORNEY GENERAL

BY _____
ASSISTANT ATTORNEY GENERAL

Department of Health

Proposed Permanent Rules Relating to Vital Records Fees

Rules as Proposed

4600.0900 FEES.

Subpart 1. **Certified copy.** Effective ~~January 1, 1982~~ July 1, 1987, the fee for the issuance of either a certified copy of a birth, death, or marriage record or a certification that the record cannot be found shall be ~~$5~~ $8. The fee for additional copies of the identical record requested at the same time shall be $2 each. No fee shall be charged for a certified copy needed in connection with service in the armed forces or the Merchant Marine of the United States or in the presentation of claims to the United States Veterans Administration or the official veterans administration of any state or territory of the United States or for any copy needed by the commissioner of human services in connection with the needs of state wards. No fee shall be charged for verification of information requested by official agencies of this state, local governments in this state, or the federal government.

Subp. 2. to 4. [Unchanged.]

Subp. 5. **Fee for verification.** The fee for the verification of information from or noncertified copies of a birth, death, or marriage record shall be ~~$5~~ $8 when the applicant furnishes specific information to locate the record. When the applicant does not furnish specific information the fee shall be ~~$8~~ $10 per hour for staff time expended. Specific information shall include the correct date of the event and the correct name of the registrant.

Subp. 6. [COPIES OF OTHER DOCUMENTS.] The fee for issuance of a certified or noncertified copy of any document on file pertaining to a vital record or a certification that a document cannot be found shall be $5.

Approved by Revisor

Office of the Revisor of Statutes

Administrative Rules

TITLE: Proposed Permanent Rules Relating to Vital Records Fees

AGENCY: Department of Health

MINNESOTA RULES: Chapter 4600

The attached rules are approved for publication in the State Register

Paul M. Marinac
Assistant Deputy Revisor

(2)

STATE OF MINNESOTA
COUNTY OF HENNEPIN

BEFORE THE MINNESOTA
COMMISSIONER OF HEALTH

In the Matter of Amendments
to Vital Records Fee Rule

NOTICE OF INTENT TO
AMEND RULES WITHOUT
A PUBLIC HEARING

NOTICE IS HEREBY GIVEN that the Commissioner of Health (hereinafter "Commissioner") proposes to amend the above-entitled rule without a public hearing following the procedures set forth in Minnesota Statutes, sections 14.22 to 14.28 and 16A.128, subd. 2a(Supp. 1985) and Minn. Rules pt. 2010.0300. The statutory authority to adopt or amend the rule is found in Minnesota Statutes, section 144.226.

All persons have 30 days in which to submit comment in support of or in opposition to the proposed rule amendments or any part or subpart of the rule amendments. Comment is encouraged. Each comment should identify the portion of the proposed amendments addressed, the reason for the comment, and any change proposed.

Any person may make a written request for a public hearing on the rule amendments within the 30-day comment period. No public hearing need be held unless 20 percent of the persons who will be required to pay the fee submit to the agency during the 30-day period allowed for comment a written request for a public hearing on the proposed rule. Any person requesting a public hearing should state his or her name and address and is encouraged to identify the portion of the proposed rule addressed, the reason for the request, and any change proposed. If a public hearing is required, the agency will proceed pursuant to Minnesota Statutes, sections 14.131 to 14.20.

Comments or written requests for a public hearing must be submitted to:

Frederick L. King
Vital Records
Minnesota Department of Health
P.O. Box 9441
717 Delaware Street Southeast
Minneapolis, Minnesota 55440
Telephone: 612/623-5121

The proposed rule amendments may be modified if the modifications are supported by data and views and do not result in a substantial change in the proposed rule amendments as noticed.

A copy of the proposed rule amendments is attached to this notice.

A statement of Need and Reasonableness that describes the need for and reasonableness of each of the proposed rule amendments and identifies the data and information relied upon to support the proposed amendments has been prepared and is available from Mr. King upon request.

The adoption of these rule amendments will not result in additional spending by local public bodies in either of the first two years following implementation of the rule and will not affect agricultural land in the state. Likewise, it is not believed that the changes will have a quantitative or qualitative impact on any small business. Persons representing small businesses are nevertheless invited to participate in the rulemaking process.

If no hearing is required, upon adoption of the amendments, the rule and the required supporting documents will be submitted to the Attorney General for review as to legality and form to the extent the

form relates to legality. Any person may request notification of the date of submission to the Attorney General. 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 adopted rule, must submit the written request to Mr. King.

Dated:

STATE OF MINNESOTA

DEPARTMENT OF HEALTH

Sr M Ashton

SISTER MARY MADONNA ASHTON
Commissioner of Health

(3)

STATE OF MINNESOTA

COUNTY OF HENNEPIN

BEFORE THE MINNESOTA

COMMISSIONER OF HEALTH

IN THE MATTER OF AMENDMENTS

TO VITAL RECORDS FEE RULE

STATEMENT OF NEED

AND REASONABLENESS

STATUTORY AUTHORITY

Minnesota Statute 144.226 authorizes the Commissioner of Health to prescribe by rule fees for issuance of certified copies of vital records.

GENERAL COMMENTS

The Department last increased fees for vital records in January, 1982. In 1982 the fees increased from $3.00 to $5.00 per copy. At that time the annual costs associated with this activity were approximately $350,000. At the present time the projected costs associated with this activity for Fiscal Year 1987 are $445,000. The Department of Finance has approved the fee changes as proposed by the Commissioner of Health. Please see attached.

The issuance of copies of vital records and related services are a direct service and benefit to specific individuals. The fee schedule proposed, as in the past, would result in the users of the service paying the costs involved.

4600.0900 FEES

Subpart 1. Certified copy. Expenditures projected for Fiscal Year 1987 for the vital records activity are $445,000. Revenue generated by the Section in this same period will be approximately $277,000. This amounts to a shortfall of $168,000. Without an increase in fees, this deficit will grow as salary and benefit expenses continue to outpace the increase in revenue.

The Section issued 49,582 copies in calendar 1986. Revenue from other services has averaged (1985 and 1986) $37,000 annually. Therefore, if $8.00 is collected per copy at this volume, revenue will be:

49,582 X $8.00	=	$396,656
other income	=	37,000
		$433,656

The costs associated with issuing additional copies of a certificate

after it has once been located are minimal. Therefore, a reduced fee of $2.00 each for additional copies of the identical record requested at the same time is proposed. This reduced rate for extra copies should expand the number of multiple copies issued. This growth, however, will offset an expected decrease in first copies issued as a result of the increase in the first copy price.

It should be noted that the Legislature passed a law providing for a $2.00 surcharge on each certified copy of a birth record issued. Therefore, the actual fee charged by state and local registrars would be $10.00 for the first copy and $4.00 for each additional copy.

Subpart 5. Fee for verification. The costs to search for a certificate and to verify information from it are essentially the same as the costs involved in making a certified copy. Therefore, the verification charge and the certified copy fee are both proposed to be $8.00.

Ten dollars ($10.00) per hour is suggested to be the fee when the applicant does not supply specific information to locate a record. The hourly pay rate at the midpoint of the clerk 2 compensation range is $8.86 per hour; fringe benefits are 18% of the wage adding $1.59 per hour for a total of $10.45.

Subpart 6. Copies of other documents. Frequently applicants need certified copies of affidavits of paternity (or certifications that no affidavit is on file) or affidavits supporting corrections to vital records. Currently, no specific provision exists in rule to charge a fee for issuing on these documents. The recommended $5.00 fee will cover the costs of supplying these documents.

DEPARTMENT OF FINANCE APPROVAL FOR INCREASING

THE FEES FOR PROVIDING COPIES OF VITAL RECORDS

Minnesota Statute § 144.226 authorizes the Commissioner of Health to establish fees for providing copies of Vital Records to the public. The Commissioner will adopt rules to change the fee from $5.00 per copy to $8.00 for the first copy and $2.00 for each additional copy.

These proposed fees are in accordance with Minnesota Statute § 16A.128, which requires the fees generated to cover the cost of the program.

Upon review of the attached supporting information justifying the need and amount of the proposed fee and pursuant to authority vested in the Department of Finance (under Minnesota Statute § 16A.128, the fees set forth in the proposal of the Commissioner of Health are hereby approved.

2-24-87
DATE

~~STATE~~ Operations BUDGET DIRECTOR

FEB 26 1987

(4)

In the Matter of
Amendments to Vital
Records Fee Rule

AFFIDAVIT OF MAILING
THE NOTICE OF INTENT
TO ADOPT RULE AMENDMENTS
WITHOUT A PUBLIC HEARING
AND CERTIFICATE OF MAILING LIST

STATE OF MINNESOTA)
)ss.
COUNTY OF HENNEPIN)

Frederick L. King, being sworn says:

I hereby certify that the list of persons and associations who have requested, pursuant to Minnesota Statutes, section 14.14, subdivision 1a and 14.22 or 14.30, that their names be placed on the Minnesota Department of Health rulemaking mailing list is accurate, complete, and current as of this 7th day of May, 1987.

That on the 7th day of May, 1987, at the City of Minneapolis, County of Hennepin, State of Minnesota, I mailed the attached Notice of Intent to Amend Rules Without a Public Hearing by depositing in the United States mail, a copy thereof, with postage prepaid, to all persons and associations on the aforementioned mailing list.

Frederick L. King

State Registrar of Vital Statistics

Subscribed and sworn to before me
this 7th day of May, 1987.

Martin Kvidera

MARTIN KVIDERA
NOTARY PUBLIC-MINNESOTA
HENNEPIN COUNTY
MY COMMISSION EXPIRES DECEMBER 31, 1991

Rules as Proposed

4715.3150 FEES.

Subpart 1. [Unchanged.]

Subp. 2. **Fees for license.** Any applicant who receives a passing grade on the examination may submit an application for license on forms provided by the commissioner of health. The application shall be accompanied by a fee of $45 for a journeyman plumber's license or $80 for a master plumber's license, except that an application for initial licensure that is submitted during the last three months of a licensing year shall be accompanied by a fee of $22.50 for a journeyman plumber's license or $40 for a master plumber's license.

4715.3170 REGISTRATION OF PLUMBER'S APPRENTICE.

Effective July 1, 1987, no person shall work as a plumber's apprentice until that person has submitted an application and fee for registration to the commissioner of health. Registration must be renewed annually and shall be for the period from July 1 of each year to June 30 of the following year. Applications for initial and renewal registration shall be submitted to the commissioner of health before July 1 of each registration period on forms provided by the commissioner, and shall be accompanied by a fee of $15. A plumber's apprentice who submits a registration application after July 1 in any year shall pay the past due renewal fee plus an additional $8 late fee.

4715.5900 FEES.

Subpart 1. [Unchanged.]

Subp. 2. **License fee.** The fee for a new license or for renewal of an existing license shall be as follows: water conditioning installer, $30; water conditioning contractor, $50, except that an application for initial licensure that is submitted during the last three months of the calendar year shall be accompanied by a fee of $15 for a water conditioning installer or $25 for a water conditioning contractor.

Subp. 3. [Unchanged.]

Department of Health

Proposed Permanent Rules Relating to Vital Records Fees

Notice of Intent to Amend Rules Without a Public Hearing

NOTICE IS HEREBY GIVEN that the Commissioner of Health (hereinafter "Commissioner") proposes to amend the above-entitled rule without a public hearing following the procedures set forth in Minnesota Statutes, sections 14.22 to 14.28 and 16A.128, subd. 2a(Supp. 1985) and Minn. Rules pt. 2010.0300. The statutory authority to adopt or amend the rule is found in Minnesota Statutes, section 144.226.

All persons have 30 days in which to submit comment in support of or in opposition to the proposed rule amendments or any part or subpart of the rule amendments. Comment is encouraged. Each comment should identify the portion of the proposed amendments addressed, the reason for the comment, and any change proposed.

Any person may make a written request for a public hearing on the rule amendments within the 30-day comment period. No public hearing need be held unless 20 percent of the persons who will be required to pay the fee submit to the agency during the 30-day period allowed for comment a written request for a public hearing on the proposed rule. Any person requesting a public hearing should state his or her name and address and is encouraged to identify the portion of the proposed rule addressed, the reason for the request, and any change proposed. If a public hearing is required, the agency will proceed pursuant to Minnesota Statutes, sections 14.131 to 14.20.

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.

Comments or written requests for a public hearing must be submitted to:

Frederick L. King
Vital Records
Minnesota Department of Health
P.O. Box 9441
717 Delaware Street Southeast
Minneapolis, Minnesota 55440
Telephone: 612/623-5121

The proposed rule amendments may be modified if the modifications are supported by data and views and do not result in a substantial change in the proposed rule amendments as noticed.

A copy of the proposed rule amendments is attached to this notice.

A statement of Need and Reasonableness that describes the need for and reasonableness of each of the proposed rule amendments and identifies the data and information relied upon to support the proposed amendments has been prepared and is available from Mr. King upon request.

The adoption of these rule amendments will not result in additional spending by local public bodies in either of the first two years following implementation of the rule and will not affect agricultural land in the state. Likewise, it is not believed that the changes will have a quantitative or qualitative impact on any small business. Persons representing small businesses are nevertheless invited to participate in the rulemaking process.

If no hearing is required, upon adoption of the amendments, the rule and the required supporting documents will be submitted to the Attorney General for review as to legality and form to the extent the form relates to legality. Any person may request notification of the date of submission to the Attorney General. 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 adopted rule, must submit the written request to Mr. King.

Sister Mary Madonna Ashton
Commissioner of Health

Rules as Proposed

4600.0900 FEES.

Subpart 1. **Certified copy.** Effective ~~January 1, 1982~~ July 1, 1987~~,~~ the fee for the issuance of either a certified copy of a birth, death, or marriage record or a certification that the record cannot be found shall be ~~$5~~ $8. The fee for additional copies of the identical record requested at the same time shall be $2 each. No fee shall be charged for a certified copy needed in connection with service in the armed forces or the Merchant Marine of the United States or in the presentation of claims to the United States Veterans Administration or the official veterans administration of any state or territory of the United States or for any copy needed by the commissioner of human services in connection with the needs of state wards. No fee shall be charged for verification of information requested by official agencies of this state, local governments in this state, or the federal government.

Subp. 2. to 4. [Unchanged.]

Subp. 5. **Fee for verification.** The fee for the verification of information from or noncertified copies of a birth, death, or marriage record shall be ~~$5~~ $8 when the applicant furnishes specific information to locate the record. When the applicant does not furnish specific information the fee shall be ~~$8~~ $10 per hour for staff time expended. Specific information shall include the correct date of the event and the correct name of the registrant.

Subp. 6. [COPIES OF OTHER DOCUMENTS.] The fee for issuance of a certified or noncertified copy of any document on file pertaining to a vital record or a certification that a document cannot be found shall be $5.

(7)

STATE OF MINNESOTA
COUNTY OF HENNEPIN

BEFORE THE MINNESOTA
COMMISSIONER OF HEALTH

In the Matter of
Amendments to Vital
Records Fee Rule

FINDINGS OF FACT,
CONCLUSIONS, AND
ORDER ADOPTING RULE
WITHOUT PUBLIC HEARING

Notice of the Commissioner's intent to adopt the above-entitled rule amendments was published in the State Register on May 11, 1987, and was sent by United States mail to all persons on the list maintained by the agency pursuant to Minnesota Statutes, sections 14.14, subdivision 1a and 14.22 on May 7, 1987. The statement of need and reasonableness was prepared before the notice of intent to adopt a rule without a public hearing was mailed to all persons on the rulemaking mailing list and published in the State Register and was available to the public.

All persons were given the opportunity to submit comment on the rule for 30 days after notice of proposed rulemaking. No submissions or comments on the rule were received by the agency. No requests for notice of submission to the attorney general were received by the agency.

Based on the evidence in the record before the agency, I find that the above-captioned rule amendments are needed and reasonable.

NOW, THEREFORE, IT IS ORDERED that the rule amendments identified as Minn. Rules pt. 4600.0900, subps. 1, 5 and 6 are adopted this 15th day of June, 1987, pursuant to authority vested in me by Minnesota Statutes, section 144.226.

STATE OF MINNESOTA

DEPARTMENT OF HEALTH

Sr Mary Madonna Ashton

SISTER MARY MADONNA ASHTON
Commissioner of Health

(8)

STATE OF MINNESOTA
COUNTY OF HENNEPIN

BEFORE THE MINNESOTA
COMMISSIONER OF HEALTH

In the Matter of Amendments to
Vital Records Fee Rule

DECLARATION OF COUNSEL

I, Special Assistant Attorney General Robert T. Holley, do hereby declare that I have examined the above-captioned rule amendments, and the supporting rulemaking record, based on my examination, the Administrative Procedure Act and Minnesota Rules, chapter 2010 have been followed without any exceptions. For Attorney General billing purposes, the four-digit docket client code is 1190.

Dated: June 15, 1987

Robert T. Holley

ROBERT T. HOLLEY
Special Assistant
Attorney General

Employees in the class of Clerk-Typist I who are assigned on a full-time basis to transcribing machine operation may be paid within the county range for Clerk-Stenographer.

Subp. 10. and 11. [Unchanged.]

REPEALER. Minnesota Rules, parts 9575.0820 and 9575.0970, are repealed.

Department of Labor and Industry
Code Enforcement Division

Withdrawal of Proposed Permanent Rules Relating to Occupations and Professions, Boiler Operators, High Pressure Pipefitters, Boiler Operations, High Pressure Piping Operations, Fees

Notice is hereby given that the above-captioned rules as proposed and published in the *State Register* on April 20, 1987, (11 S.R. 1913-1918), are hereby withdrawn pursuant to Minn. Stat. § 14.05, subd. 3 (1986).

Dated: 15 June 1987

Ray Bohn, Commissioner
Department of Labor and Industry

ADOPTED RULES

The adoption of a rule becomes effective after the requirements of Minn. Stat. § 14.14-14.28 have been met and five working days after the rule is published in *State Register*, unless a later date is required by statutes or specified in the rule.

If an adopted rule is identical to its proposed form as previously published, a notice of adoption and a citation to its previous *State Register* publication will be printed.

If an adopted rule differs from its proposed form, language which has been deleted will be printed with strikeouts and new language will be underlined. The rule's previous *State Register* publication will be cited.

An emergency rule becomes effective five working days after the approval of the Attorney General as specified in Minn. Stat. § 14.33 and upon the approval of the Revisor of Statutes as specified in § 14.36. Notice of approval by the Attorney General will be published as soon as practicable, and the adopted emergency rule will be published in the manner provided for adopted rules under § 14.18.

Department of Health

Adopted Rules Relating to Vital Records Fees

The rules proposed and published at *State Register*, Volume 11, Number 45, pages 2075-2076, May 11, 1987 (11 S.R. 2075) are adopted as proposed.

Peace Officers Standards and Training Board

Adopted Rules Relating to Licensing

The rules proposed and published at *State Register*, Volume 11, Number 34, pages 1499-1504, February 23, 1987 (11 S.R. 1499) are adopted as proposed.

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.

Notice of Intent

ok

Authority
144.226 ok

Rule
See Proposed - only small changes made.

Effective Date: ~~If published~~
Cannot be 7/1/87. The rule will not be published by that date & the 5 days will not have run.

Statement of Need & Reasonableness includes the Dept of Finance approval for fee increase.

HUBERT H. HUMPHREY, III
ATTORNEY GENERAL

STATE OF MINNESOTA

OFFICE OF THE ATTORNEY GENERAL

ST. PAUL 55155

ADDRESS REPLY TO:
SUITE 136
2829 UNIVERSITY AVENUE S.E.
MINNEAPOLIS, MN 55414
TELEPHONE: (612) 341-7272

June 15, 1987

RECEIVED
ATTORNEY GENERAL'S OFFICE
JUN 15 1987
204 ADMINISTRATION BLDG.
50 SHERBURNE AVENUE
ST. PAUL, MN 55155

Waiting for adopted Rule
6/15
6/16
Rec'd

Office of the Minnesota Attorney General
204 State Administration Building
50 Sherburne Avenue
St. Paul, Minnesota 55155

Attention: Martha J. Casserly

Re: In the Matter of Amendments to Vital Records Fee Rule

Dear Marty:

Enclosed for your division's review under Minn. Stat. § 14.26 (1986) and Minn. Rules pt. 2010.0300 are the following documents in the above subject noncontroversial rulemaking proceeding:

1. A copy of the proposed rule amendment with a certificate of approval as to form by the revisor of statutes attached. See Minn. Rules pt. 2010.0300.D.

2. The notice of intent to amend rules without a public hearing as mailed. Id. at E.

3. The statement of need and reasonableness. Id. at F.

4. The affidavit of mailing the notice of intent to amend rules without a public hearing and certificate of mailing list. Id. at G.

5. A photocopy of the notice of intent to amend rules without a public hearing as published in the State Register. Id. at H.

6. Four copies of the rule amendments as adopted. Id. at I.

7. Findings of fact, conclusions, and order adopting rule without a public hearing. Id. at K.

8. Declaration of counsel. Id. at M.

Please note that no written requests, submissions, or comments on the rule amendments were received, that no one requested notice of this submission to the Attorney General, and that the rule amendments as adopted are precisely identical to the amendments as proposed. Further, the requirements of Minn. Rules

pt. 2010.0300A, B, and C are not believed to be applicable to this proceeding. Please also note that it is believed that the 20% rule of Minn. Stat. § 16A.128, subd. 2a (Supp. 1985) continues to apply to this proceeding and, as appropriate has been so cited in certain of the enclosures.

If there are any questions about the amendments or if anything further may be required relative to your division's review, please call me at your earliest convenience. As I mentioned during out telephone conversation on June 10, 1987, the instant amendment to Minn. Rule pt. 4600.0900, subp. 1 includes a stated effective date of July 1, 1987. An expedited review would therefore be greatly appreciated.

Very truly yours,

Robert T. Holley

ROBERT T. HOLLEY
Special Assistant
Attorney General

RTH:dc

Enclosures

cc: Frederick L. King