

Minnesota Attorney General: Administrative Rules Proceedings

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Version 3
August 20, 2018

SF-00006-05 (4/86)

STATE OF MINNESOTA

Office Memorandum

DEPARTMENT : ATTORNEY GENERAL

DATE : September 18, 1987

TO : CRAIG R. ANDERSON
Special Assistant
Attorney General

FROM : MIKE MILES
Assistant Attorney General

PHONE : 6-6555

SUBJECT : In the Matter of the Adopted Rules Relating to Energy Conservation Investment Loans

The above-referenced rule has been approved as to its legality by the Attorney General on September 11, 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

RULE REVIEW CHECKLIST

File No. 1393 Docket No. 05.0009.0730

DATE RECEIVED 8/27/87 ADOPTED W/O HEARING _____

REVIEW DATE _____ EMERGENCY RULE X

DUE DATE 9/11/87

REVISOR APPROVED _____

APPROVED 9/11/87 REVISOR DISAPPROVED _____

DISAPPROVED _____ FIELD W/SEC.STATE _____

WITHDRAWN _____ RETURNED TO AGENCY _____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

116J.37 subd 7 as amended by Laws of Mn, 1987 Ch 289 + 386 Statutory Authority

no Small Business Statement

no Expenditure of public money statement

yes Signature

~~Statement of Need and Reasonableness~~

~~Small Business Statement~~

~~Fees - § 16A.128~~

✓ Affidavit of Mailing Notice of Intent to Adopt Rule

July 20, 1987 Date 30/(25) days before adoption

✓ Publication in State Register

July 20, 1987 Date 30/(25) days before adoption

~~Resolution Adopting~~

✓ Findings of Fact, Conclusions & Order Adopting

Aug 21, 1987 Date

✓ Written requests, submissions or comments

✓ Declaration of attorney

Craig Anderson Name of SAAG representing agency

~~Notice of Submission to Attorney General~~

~~Affidavit of Mailing Notice to Attorney General~~

Department of Public Service

Adopted Emergency Amendments to Rules Relating to Energy Conservation Investment Loans

Emergency Amendments as Adopted

MUNICIPAL ENERGY CONSERVATION INVESTMENT LOANS

8300.2500 PURPOSE.

The purpose of parts 8300.2501 to 8300.2509 is to establish procedures for application by municipalities for energy conservation investment loans, criteria for state agency review of loan applications, and procedures and guidelines for monitoring, evaluation, and closure of loan accounts under the municipal energy conservation investment loan program.

8300.2501 DEFINITIONS.

Subpart 1. [Unchanged.]

Subp. 2. and 3. [See Repealer.]

Subp. 4. **Building.** "Building" means an existing building owned and operated by a municipality as defined in this part.

Subp. 4a. **Commissioner.** "Commissioner" means the commissioner of the Department of Public Service.

Subp. 5. **Conservation measure.** "Conservation measure" means an energy conservation measure that is an installation or modification of an installation to a building or stationary energy using system, and that is primarily intended to reduce energy consumption or allow the use of an alternative energy source including solar, wind, peat, wood, and agricultural residue.

Subp. 6. **Maxi-audit.** "Maxi-audit" has the meaning given it in Minnesota Statutes, section 116J.37, subdivision 1, paragraph (b).

Subp. 6a. **Municipality.** "Municipality" has the meaning given it in Minnesota Statutes, section 116J.37, subdivision 1,

paragraph (d).

Subp. 7. [Unchanged.]

Subp. 8. **Project.** "Project" means all proposed work in an application for a loan to a municipality.

8300.2502 MUNICIPAL ENERGY LOAN ELIGIBILITY CRITERIA.

Subpart 1. **In general.** The commissioner shall approve energy loans to municipalities to cover the costs of capital expenditures that are conservation measures that have paybacks of ten years or less as specified in a maxi-audit in compliance with Minnesota Statutes, section 116J.37 and parts 8300.2502 to 8300.2505.

Loans are available to municipalities that have not previously received or been offered loan funds under this program, for new projects in municipalities that previously received or were offered loan funds under this program, and as amendments to loans for projects in progress that are experiencing cost overruns or for previously unidentified but related work necessary to successful implementation of a previously approved project if the payback remains at ten years or less. With the exception of amendments as described above, the commissioner shall not approve more than one loan for the same conservation measure in the same building or stationary energy using system.

Subp. 2. **Prior approval required.** Except for a loan amendment to cover cost overruns or costs associated with previously unidentified but related work necessary to the successful implementation of a previously approved and funded project, projects that have been contracted for or begun before the commissioner notifies the municipality that the loan application is approved are not eligible. This prior approval requirement applies to the acquisition and installation costs as identified in the maxi-audit.

Subp. 3. [Unchanged.]

8300.2503 MAXIMUM LOAN AMOUNT.

To assure equitable statewide distribution of loan funds,

given that loans will be issued on a first-come-first-served basis, the commissioner shall establish maximum loan amounts for each type of municipality.

A. School districts with fewer than 900 students and four classroom buildings or less are eligible for up to $250,000 per district. School districts with greater than 5,000 students or more than ten classroom buildings are eligible for up to $1,000,000 per district. All other districts are eligible for up to $500,000 per district. Cooperative vocational centers and any other eligible educational facilities that are not included in school districts are limited to $250,000.

B. Cities of the first class, as defined in Minnesota Statutes, section 410.01, are eligible for up to $1,000,000 per city. Cities of the second class, as defined in Minnesota Statutes, section 410.01, are eligible for up to $500,000 per city. All other cities are eligible for up to $250,000 per city.

C. Counties containing a city of the first class, as defined in Minnesota Statutes, section 410.01, are eligible for up to $1,000,000 per county. All other counties are eligible for up to $500,000 per county.

D. Towns are eligible for up to $100,000 per town.

8300.2504 MUNICIPAL ENERGY LOAN APPLICATION CONTENTS AND PROCEDURES.

Subpart 1. **In general.** A municipality shall submit an application to the commissioner on a form provided by the commissioner. An application must be completed, dated, and signed in ink by a duly authorized official of the applicant and must include the authorized official's title.

Subp. 2. **Contents.** The application must contain: the municipality name or school district or vocational center number; complete mailing address of the applicant including the county; contact person's name, title, and telephone number; federal employer identification number; list of buildings and stationary energy using systems included in the request and the dollar amount requested per building or system; name and address of

each building or system, including the county; the total floor area in square feet for each building; original construction date for each system, building, and building additions; the state legislative district; and a summary description of each conservation measure, its maxi-audit item number, its estimated cost, the loan amount requested, its estimated annual energy cost savings, its estimated annual fuel and electric savings, its estimated payback, and the estimated dates the conservation measure will be started and completed; and a certification to assure proper and efficient operation of the building or system once the project is completed. An application for an amendment for cost overruns must also contain a copy of the bid selected.

An application must also contain an irrevocable resolution of the governing body of the municipality to annually levy or otherwise collect sufficient funds to guarantee loan repayment and a maxi-audit for each building or system involved in the project. One copy of the application is required.

8300.2505 MUNICIPAL ENERGY LOAN APPLICATION REVIEW.

Subpart 1. **Administrative review.** The commissioner shall examine the loan application to verify that the applicant is eligible, that the required forms and reports are included and are correctly completed, that an irrevocable resolution of the governing body of the municipality is included, and that the estimated start and end dates of the conservation measures included in the project are reasonable.

Subp. 2. **Technical review.** A technical review must be based on the maxi-audit submitted for each building on stationary energy using system included in a loan application. The applicant shall submit the maxi-audit with the loan application on forms provided by the commissioner. The minimum requirements for a maxi-audit are given at Code of Federal Regulations, title 10, section 455.42 (May 21, 1981). A maxi-audit must be performed by or under the direction of and signed by a professional mechanical or electrical engineer or an architect registered in Minnesota.

Conservation measures with paybacks of ten years or less that are identified and described in maxi-audits are eligible. Loans may not be awarded to buildings or systems with a remaining useful life less than or equal to the payback of the conservation measures proposed. Loans may not be awarded for a conservation measure if the payback of the conservation measure proposed is greater than or equal to the useful life of the measure.

The commissioner shall examine a maxi-audit that accompanies a loan application to verify that conservation measures requested are analyzed with adequate details of the existing conditions and proposed changes using appropriate calculation procedures, and that the proposed measures are eligible.

Subp. 3. **Review results.** The commissioner shall accept, reject, or modify a loan application request as necessary based on this review. The commissioner shall give to an applicant whose application is rejected a notice of problems encountered in the review process and options available to correct them for resubmission of the application. If only certain of the conservation measures included in the project are rejected or modified, the applicant may decide to accept a loan for the approved portions or resubmit the project proposal at a later date after making the necessary changes.

8300.2506 LOAN APPROVAL.

Subpart 1. **Commissioner's approval; priority.** The commissioner shall approve loans that comply with parts 8300.2502 to 8300.2505, on a first-come-first-served basis based on the order in which eligible and complete loan applications are received by the commissioner. If eligible and complete loan applications received at the same time cannot all be funded due to lack of available funds, the commissioner shall first approve loans to school districts. If funds are not available for all eligible applications from school districts, the commissioner shall approve loans so that each affected district receives an

equal percentage of the eligible loan amount request. If the available funds are adequate to fully fund all eligible applications from school districts, but not all other eligible applications, the commissioner shall approve loans to school districts for the full eligible loan amount request, and approve loans to other eligible municipalities such that each affected applicant receives an equal percentage of the eligible loan amount request.

Subp. 2. **Execution of loan contract and disbursement of funds.** Upon approval of a municipal energy loan, the commissioner shall send a loan contract to the applicant. The commissioner shall attach to a loan contract a loan repayment schedule based on the approved loan application according to Minnesota Statutes, section 116J.37, subdivision 4, paragraph (b). The applicant shall have a duly authorized official execute and return the loan contract to the commissioner for execution of the loan contract by state officials and for disbursement of the loan funds. Loan funds must be issued upon execution of and according to the terms of the loan contract.

8300.2507 REPORTS AND MONITORING FOR MUNICIPAL ENERGY LOAN PROGRAM.

Subpart 1. **In general.** A municipality that receives a loan from the commissioner shall submit the reports listed in subparts 2 to 5.

Subp. 2. **Annual project status report.** The municipality shall submit to the commissioner on forms provided by the commissioner an annual project status report covering the period July 1 to June 30. This report is due each July 31 until the project is completed. The project status report must indicate the progress of the implementation of the measures funded, problems encountered, the effect of the problems on the project, and the corrective action taken. If at any time the municipality fails to substantially comply with the start and end dates given in the loan application as approved, and if the municipality cannot reasonably justify to the commissioner its

lack of progress, the entire loan amount may become due and payable at the discretion of the commissioner.

Subp. 3. **Quarterly financial report.** The municipality shall submit to the commissioner, on forms provided by the commissioner, a quarterly financial status report that indicates expenditures of loan funds through the last date of each quarter. This report is due within 30 days of the end of each calendar quarter until the project is completed.

Subp. 4. **Final report.** Within 60 days of the completion of the project, the municipality shall submit to the commissioner, on forms provided by the commissioner, a final project status report and a financial status report that gives actual expenditures of the measures implemented.

Subp. 5. **Annual energy report.** The municipality shall submit to the commissioner, on forms provided by the commissioner, an annual energy use and energy expenditure report by fuel type due each October 31 for the duration of the loan contract period, or for a minimum of three years after project completion if the loan is paid in less than three years, unless the commissioner cancels this requirement before the end of the loan contract period.

8300.2508 MUNICIPAL ENERGY LOAN PROGRAM EVALUATION.

The commissioner shall evaluate the program's effectiveness in reducing the energy costs of participating municipalities. The municipalities shall provide the commissioner with information that is reasonably needed to conduct an evaluation of the loan program, which shall include but not be limited to the reports required in part 8300.2507.

8300.2509 CLOSURE OF MUNICIPAL ENERGY LOAN ACCOUNT.

If the commissioner determines that the project that was approved for loan funds has been implemented, the commissioner shall authorize closure of the loan account upon full repayment.

EFFECT OF EMERGENCY AMENDMENTS. After the emergency amendments to parts 8300.2500 to 8300.2509 expire, the permanent

rules as they read prior to these amendments shall again be in effect.

REPEALER. Minnesota Rules, part 8300.2501, subparts 2 and 3 are repealed.

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
SEP 18 1987
Joan Anderson Growe
Secretary of State

10:05 AM

APPROVED AS TO FORM AND LEGALITY

9/11 1987

HUBERT H. HUMPHREY, III
ATTORNEY GENERAL

BY _____
ASSISTANT ATTORNEY GENERAL

Department of Public Service

Proposed Emergency Amendments to Rules Relating to Energy Conservation Investment Loans

Emergency Amendments as Proposed

~~SCHOOL~~ MUNICIPAL ENERGY CONSERVATION INVESTMENT LOANS

8300.2500 PURPOSE.

The purpose of parts 8300.2501 to 8300.2509 is to establish procedures for application by ~~public-school-districts~~ municipalities for energy conservation investment loans, criteria for state agency review of loan applications, and procedures and guidelines for monitoring, evaluation, and closure of loan accounts under the ~~school~~ municipal energy conservation investment loan program.

8300.2501 DEFINITIONS.

Subpart 1. [Unchanged.]

Subp. 2. and 3. [See Repealer.]

Subp. 4. **Building.** "Building" means an existing building owned and operated by a ~~public-school-district~~ municipality as defined in this part.

Subp. 4a. **Commissioner.** "Commissioner" means the commissioner of the Department of Public Service.

Subp. 5. **Conservation measure.** "Conservation measure" means an energy conservation measure that is an installation or modification of an installation to a building or stationary energy using system, and that is primarily intended to reduce energy consumption or allow the use of an alternative energy source including solar, wind, peat, wood, and agricultural residue.

Subp. 6. **Maxi-audit.** "Maxi-audit" ~~means-a-detailed engineering-analysis-of-energy-saving-building-improvements, including-modifications-to-building-structure,-heating,~~

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~~ventilating,-and-air-conditioning-systems,-operation-practices,-lighting,-and-other-factors-that-relate-to-energy-use.--The purpose-of-a-maxi-audit-is-to-quantify-the-economic-and engineering-feasibility-of-energy-saving-improvements-or-major operational-modifications~~ has the meaning given it in Minnesota Statutes, section 116J.37, subdivision 1, paragraph (b).

Subp. 6a. **Municipality.** "Municipality" has the meaning given it in Minnesota Statutes, section 116J.37, subdivision 1, paragraph (d).

Subp. 7. [Unchanged.]

Subp. 8. **Project.** "Project" means all proposed work in an application for a loan to a ~~school district~~ municipality.

8300.2502 ~~SCHOOL~~ MUNICIPAL ENERGY LOAN ELIGIBILITY CRITERIA.

Subpart 1. **In general.** The ~~authority~~ commissioner shall approve ~~school~~ energy loans to ~~applicants~~ municipalities to cover the costs of capital expenditures that are conservation measures that have paybacks of ten years or less as specified in a maxi-audit in compliance with Minnesota Statutes, section 116J.37 and parts 8300.2502 to 8300.2505.

Loans are available to ~~applicants~~ municipalities that have not previously received or been offered loan funds under this program, for new projects in ~~school districts~~ municipalities that previously received or were offered loan funds under this program, and as amendments to loans for projects in progress that are experiencing cost overruns or for previously unidentified but related work necessary to successful implementation of a previously approved project if the payback remains at ten years or less. With the exception of amendments as described above, the ~~authority~~ commissioner shall not approve more than one loan for the same conservation measure in the same building or stationary energy using system.

Subp. 2. **Prior approval required.** Except for a loan amendment to cover cost overruns or costs associated with previously unidentified but related work necessary to the successful implementation of a previously approved and funded

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project, projects that have been contracted for or begun before the ~~authority~~ commissioner notifies the ~~school district~~ municipality that the loan application is approved are not eligible. This prior approval requirement applies to the ~~design,~~ acquisition~~,~~ and installation costs as identified in the maxi-audit.

Subp. 3. [Unchanged.]

8300.2503 MAXIMUM LOAN AMOUNT.

To assure equitable statewide distribution of loan funds, given that loans will be issued on a first-come-first-served basis, the ~~authority~~ commissioner shall establish ~~three equal allocations of the $30 million appropriated to this program to be divided among small, medium, and large school districts~~ maximum loan amounts for each type of municipality.

A. ~~Small~~ School districts ~~are defined as having less~~ with fewer than 900 students and four classroom buildings or less~~.--Small districts~~ are eligible for up to $250,000 per district. ~~Large~~ School districts ~~are defined as having~~ with greater than 5,000 students or more than ten classroom buildings~~.--Large districts~~ are eligible for up to $1,000,000 per district. All other districts ~~are defined as medium school districts and~~ are eligible for up to $500,000 per district. Cooperative vocational centers and any other eligible educational facilities that are not included in school districts are limited to $250,000. ~~If less than 33 percent of any of the three allocations is used within six months from the effective date of parts 8300.2500 to 8300.2509, the authority may redistribute that fund equally among the three allocations.~~

B. Cities of the first class, as defined in Minnesota Statutes, section 410.01, are eligible for up to $1,000,000 per city. Cities of the second class, as defined in Minnesota Statutes, section 410.01, are eligible for up to $500,000 per city. All other cities are eligible for up to $250,000 per city.

C. Counties containing a city of the first class, as defined in Minnesota Statutes, section 410.01, are eligible for

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up to $1,000,000 per county. All other counties are eligible for up to $500,000 per county.

D. Towns are eligible for up to $100,000 per town.

8300.2504 ~~SCHOOL~~ MUNICIPAL ENERGY LOAN APPLICATION CONTENTS AND PROCEDURES.

Subpart 1. **In general.** ~~An applicant~~ A municipality shall submit an application to the ~~authority~~ commissioner on a form provided by the ~~authority~~ commissioner. An application must be completed, dated, and signed in ink by a duly authorized official of the applicant and must include the authorized official's title.

Subp. 2. **Contents.** The application must contain: the municipality name or school district or vocational center number; complete mailing address of the ~~school district~~ applicant including the county; contact person's name, title, and telephone number; federal employer identification number; list of buildings and stationary energy using systems included in the request and the dollar amount requested per building or system; name and address of each building or system, including the county; the total floor area in square feet for each building; original construction date for each system, building, and building additions; the state legislative district; and a summary description of each conservation measure, its maxi-audit item number, its estimated cost, the loan amount requested, its estimated annual energy cost savings, its estimated annual fuel and electric savings, its estimated payback, and the estimated dates the conservation measure will be started and completed; and a certification to assure proper and efficient operation of the building or system once the project is completed. An application for an amendment for cost overruns must also contain a copy of the bid selected.

An application must also contain an irrevocable resolution of the ~~school board~~ governing body of the municipality to annually levy or otherwise collect sufficient funds to guarantee loan repayment and a maxi-audit for each building or system

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involved in the project. One copy of the application is required.

8300.2505 ~~SCHOOL~~ MUNICIPAL ENERGY LOAN APPLICATION REVIEW.

Subpart 1. **Administrative review.** The ~~authority~~ commissioner shall examine the loan application to verify that the applicant is eligible, that the required forms and reports are included and are correctly completed, that an irrevocable resolution of the ~~school board on school district or school board letterhead~~ governing body of the municipality is included, and that the estimated start and end dates of the conservation measures included in the project are reasonable.

Subp. 2. **Technical review.** A technical review must be based on the maxi-audit submitted for each building on stationary energy using system included in a loan application. The applicant shall submit the maxi-audit with the loan application on forms provided by the ~~authority~~ commissioner. The minimum requirements for a maxi-audit are given at Code of Federal Regulations, title 10, section 455.42 (May 21, 1981). A maxi-audit must be performed by or under the direction of and signed by a professional mechanical or electrical engineer or ~~by~~ an architect registered in Minnesota.

Conservation measures with paybacks of ten years or less that are identified and described in maxi-audits are eligible. Loans may not be awarded to buildings or systems with a remaining useful life less than or equal to the payback of the conservation measures proposed. Loans may not be awarded for a conservation measure if the payback of the conservation measure proposed is greater than or equal to the useful life of the measure.

The ~~authority~~ commissioner shall examine a maxi-audit that accompanies a loan application to verify that conservation measures requested are analyzed with adequate details of the existing conditions and proposed changes using appropriate calculation procedures, and that the proposed measures are eligible.

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Subp. 3. **Review results.** The ~~authority~~ commissioner shall accept, reject, or modify a loan application request as necessary based on this review. The ~~authority~~ commissioner shall give to an applicant whose application is rejected a ~~written~~ notice of problems encountered in the review process and options available to correct them for resubmission of the application. If only certain of the conservation measures included in the project are rejected or modified, the applicant may decide to accept a loan for the approved portions or resubmit the project proposal at a later date after making the necessary changes.

8300.2506 LOAN APPROVAL.

Subpart 1. **~~Authority~~ Commissioner's approval; priority.** The ~~authority~~ commissioner shall approve loans that comply with parts 8300.2502 to 8300.2505, on a first-come-first-served basis based on the order in which eligible and complete loan applications are received by the ~~authority~~ commissioner. If eligible and complete loan applications received at the same time cannot all be funded due to lack of available funds, the ~~authority~~ commissioner shall first approve loans to school districts. If funds are not available for all eligible applications from school districts, the commissioner shall approve loans so that each affected ~~application~~ district receives an equal percentage of the eligible loan amount request. If the available funds are adequate to fully fund all eligible applications from school districts, but not all other eligible applications, the commissioner shall approve loans to school districts for the full eligible loan amount request, and approve loans to other eligible municipalities such that each affected applicant receives an equal percentage of the eligible loan amount request.

Subp. 2. **Execution of loan contract and disbursement of funds.** Upon approval of a ~~school~~ municipal energy loan, the ~~authority~~ commissioner shall send a loan contract to the applicant. The ~~authority~~ commissioner shall attach to a loan

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contract a loan repayment schedule based on the approved loan application according to Minnesota Statutes, section 116J.37, subdivision 4, paragraph (b). The applicant shall have a duly authorized official execute and return the loan contract to the ~~authority~~ commissioner for execution of the loan contract by state officials and for disbursement of the loan funds. Loan funds must be issued upon execution of and according to the terms of the loan contract.

8300.2507 REPORTS AND MONITORING FOR ~~SCHOOL~~ MUNICIPAL ENERGY LOAN PROGRAM.

Subpart 1. **In general.** A ~~school district~~ municipality that receives a loan from the ~~authority~~ commissioner shall submit the reports listed in subparts 2 to 5.

Subp. 2. **Annual project status report.** The ~~school district~~ municipality shall submit to the ~~authority~~ commissioner on forms provided by the ~~authority~~ commissioner an annual project status report covering the period July 1 ~~through~~ to June 30. This report is due each July 31 until the project is completed. The project status report must indicate the progress of the implementation of the measures funded, problems encountered, the effect of the problems on the project, and the corrective action taken. If at any time the ~~school district~~ municipality fails to substantially comply with the start and end dates given in the loan application as approved, and if the ~~school district~~ municipality cannot reasonably justify to the ~~authority~~ commissioner its lack of progress, the entire loan amount may become due and payable at the discretion of the ~~authority~~ commissioner.

Subp. 3. **Quarterly financial report.** The ~~school district~~ municipality shall submit to the ~~authority~~ commissioner, on forms provided by the ~~authority~~ commissioner, a quarterly financial status report that indicates expenditures of loan funds through the last date of each quarter. This report is due within 30 days of the end of each calendar quarter until the project is completed.

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by Revisor _____

Subp. 4. **Final report.** Within 60 days of the completion of the project, the ~~school district~~ municipality shall submit to the ~~authority~~ commissioner, on forms provided by the ~~authority~~ commissioner, a final project status report and a financial status report that gives actual expenditures of the measures implemented.

Subp. 5. **Annual energy report.** The ~~school district~~ municipality shall submit to the ~~authority~~ commissioner, on forms provided by the ~~authority~~ commissioner, an annual energy use and energy expenditure report by fuel type due each October 31 for the duration of the loan contract period, or for a minimum of three years after project completion if the loan is paid in less than three years, unless the ~~authority~~ commissioner cancels this requirement ~~prior to~~ before the end of the loan contract period.

8300.2508 ~~SCHOOL~~ MUNICIPAL ENERGY LOAN PROGRAM EVALUATION.

The ~~authority~~ commissioner shall evaluate the program's effectiveness in reducing the energy costs of participating ~~school districts 18 months after the effective date of these permanent rules and annually thereafter until all loan funds are issued~~ municipalities. The ~~school district~~ municipalities shall provide the ~~authority~~ commissioner with information that is reasonably needed to conduct an evaluation of the loan program, which shall include but not be limited to the reports required in part 8300.2507.

8300.2509 CLOSURE OF ~~SCHOOL~~ MUNICIPAL ENERGY LOAN ACCOUNT.

If the ~~authority~~ commissioner determines that the project that was approved for loan funds has been implemented, ~~it~~ the commissioner shall authorize closure of the loan account upon full repayment.

EFFECT OF EMERGENCY AMENDMENTS. After the emergency amendments to parts 8300.2500 to 8300.2509 expire, the permanent rules as they read prior to these amendments shall again be in effect.

Approved
by Revisor _____

REPEALER. Minnesota Rules, part 8300.2501, subparts 2 and 3 are repealed.

Approved
by Revisor _____

Office of the Revisor of Statutes

Administrative Rules

TITLE: Proposed Emergency Amendments to Rules Relating to Energy Conservation Investment Loans

AGENCY: Department of Public Service

MINNESOTA RULES: Chapter 8300

The attached rules are approved for publication in the State Register

Paul M. Marinac
Assistant Deputy Revisor

DEPARTMENT OF PUBLIC SERVICE
ENERGY DIVISION

In the Matter of the Proposed Adoption of Emergency Rule Amendments of the State Department of Public Service Governing Energy Conservation Investment Loans

NOTICE OF INTENT TO ADOPT EMERGENCY RULE AMENDMENTS

Notice is hereby given that the State Department of Public Service intends to adopt the above entitled emergency rule amendments. The statutory authority to adopt the emergency rule is contained in Minnesota Statutes, section 116J.37, subdivision 7 as amended by Laws of Minnesota 1987, Chapter 289 and Chapter 386. The department, in adopting the rule, is following the procedures set forth in the Administrative Procedures Act for adopting emergency rules in Minnesota Statutes, sections 14.29 to 14.36.

All persons have 25 days after publication to submit data and views on the proposed emergency rule amendments or any part or subpart of the rule in writing. Comments are encouraged. Any comments must be submitted to:

Jeremy M. de Fiebre
Energy Division
Department of Public Service
900 American Center Building
150 East Kellogg Boulevard
St. Paul, MN 55101
Telephone: (612) 297-1221

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

A free copy of the proposed emergency rule is available by contacting Mr. de Fiebre at the address given above.

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

Upon adoption of the emergency rule by the department, the emergency rule as adopted and its supporting documents will be delivered to the Attorney General for review as to legality and form to the extent 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. de Fiebre at the address given above.

The emergency rule will take effect five working days after approval by the Attorney General and be effective for 180 days. The emergency rule will continue in effect for an additional 180 days if the department gives notice of continuation in accordance with Minnesota Statutes, section 14.35.

Dated: July 20, 1987

Tony Perpich, Director
Department of Public Service

RECEIVED
JUL 21 1987
ATTORNEY GENERAL'S OFFICE
1100 BREMER TOWER
7TH PLACE AND MINNESOTA ST.
ST. PAUL, MN 55101

Department of Public Service

Proposed Emergency Amendments to Rules Relating to Energy Conservation Investment Loans

Emergency Amendments as Proposed

~~SCHOOL~~ MUNICIPAL ENERGY CONSERVATION INVESTMENT LOANS

8300.2500 PURPOSE.

The purpose of parts 8300.2501 to 8300.2509 is to establish procedures for application by ~~public-school-districts~~ municipalities for energy conservation investment loans, criteria for state agency review of loan applications, and procedures and guidelines for monitoring, evaluation, and closure of loan accounts under the ~~school~~ municipal energy conservation investment loan program.

8300.2501 DEFINITIONS.

Subpart 1. [Unchanged.]

Subp. 2. and 3. [See Repealer.]

Subp. 4. **Building.** "Building" means an existing building owned and operated by a ~~public-school-district~~ municipality as defined in this part.

Subp. 4a. **Commissioner.** "Commissioner" means the commissioner of the Department of Public Service.

Subp. 5. **Conservation measure.** "Conservation measure" means an energy conservation measure that is an installation or modification of an installation to a building or stationary energy using system, and that is primarily intended to reduce energy consumption or allow the use of an alternative energy source including solar, wind, peat, wood, and agricultural residue.

Subp. 6. **Maxi-audit.** "Maxi-audit" ~~means-a-detailed engineering-analysis-of-energy-saving-building-improvements, including-modifications-to-building-structure,-heating,~~

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~~ventilating, and air conditioning systems, operation practices, lighting, and other factors that relate to energy use. The purpose of a maxi-audit is to quantify the economic and engineering feasibility of energy saving improvements or major operational modifications~~ has the meaning given it in Minnesota Statutes, section 116J.37, subdivision 1, paragraph (b).

Subp. 6a. Municipality. "Municipality" has the meaning given it in Minnesota Statutes, section 116J.37, subdivision 1, paragraph (d).

Subp. 7. [Unchanged.]

Subp. 8. Project. "Project" means all proposed work in an application for a loan to a ~~school district~~ municipality.

8300.2502 ~~SCHOOL~~ MUNICIPAL ENERGY LOAN ELIGIBILITY CRITERIA.

Subpart 1. In general. The ~~authority~~ commissioner shall approve ~~school~~ energy loans to ~~applicants~~ municipalities to cover the costs of capital expenditures that are conservation measures that have paybacks of ten years or less as specified in a maxi-audit in compliance with Minnesota Statutes, section 116J.37 and parts 8300.2502 to 8300.2505.

Loans are available to ~~applicants~~ municipalities that have not previously received or been offered loan funds under this program, for new projects in ~~school districts~~ municipalities that previously received or were offered loan funds under this program, and as amendments to loans for projects in progress that are experiencing cost overruns or for previously unidentified but related work necessary to successful implementation of a previously approved project if the payback remains at ten years or less. With the exception of amendments as described above, the ~~authority~~ commissioner shall not approve more than one loan for the same conservation measure in the same building or stationary energy using system.

Subp. 2. Prior approval required. Except for a loan amendment to cover cost overruns or costs associated with previously unidentified but related work necessary to the successful implementation of a previously approved and funded

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project, projects that have been contracted for or begun before the ~~authority~~ commissioner notifies the ~~school district~~ municipality that the loan application is approved are not eligible. This prior approval requirement applies to the ~~design~~, acquisition, and installation costs as identified in the maxi-audit.

Subp. 3. [Unchanged.]

8300.2503 MAXIMUM LOAN AMOUNT.

To assure equitable statewide distribution of loan funds, given that loans will be issued on a first-come-first-served basis, the ~~authority~~ commissioner shall establish ~~three equal allocations of the $30 million appropriated to this program to be divided among small, medium, and large school districts~~ maximum loan amounts for each type of municipality.

A. ~~Small~~ School districts ~~are defined as having less~~ with fewer than 900 students and four classroom buildings or less~~.--Small districts~~ are eligible for up to $250,000 per district. ~~Large~~ School districts ~~are defined as having~~ with greater than 5,000 students or more than ten classroom buildings~~.--Large districts~~ are eligible for up to $1,000,000 per district. All other districts ~~are defined as medium school districts and~~ are eligible for up to $500,000 per district. Cooperative vocational centers and any other eligible educational facilities that are not included in school districts are limited to $250,000. ~~If less than 33 percent of any of the three allocations is used within six months from the effective date of parts 8300.2500 to 8300.2509, the authority may redistribute that fund equally among the three allocations.~~

B. Cities of the first class, as defined in Minnesota Statutes, section 410.01, are eligible for up to $1,000,000 per city. Cities of the second class, as defined in Minnesota Statutes, section 410.01, are eligible for up to $500,000 per city. All other cities are eligible for up to $250,000 per city.

C. Counties containing a city of the first class, as defined in Minnesota Statutes, section 410.01, are eligible for

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up to $1,000,000 per county. All other counties are eligible for up to $500,000 per county.

D. Towns are eligible for up to $100,000 per town.

8300.2504 ~~SCHOOL~~ MUNICIPAL ENERGY LOAN APPLICATION CONTENTS AND PROCEDURES.

Subpart 1. **In general.** ~~An applicant~~ A municipality shall submit an application to the ~~authority~~ commissioner on a form provided by the ~~authority~~ commissioner. An application must be completed, dated, and signed in ink by a duly authorized official of the applicant and must include the authorized official's title.

Subp. 2. **Contents.** The application must contain: the municipality name or school district or vocational center number; complete mailing address of the ~~school district~~ applicant including the county; contact person's name, title, and telephone number; federal employer identification number; list of buildings and stationary energy using systems included in the request and the dollar amount requested per building or system; name and address of each building or system, including the county; the total floor area in square feet for each building; original construction date for each system, building, and building additions; the state legislative district; and a summary description of each conservation measure, its maxi-audit item number, its estimated cost, the loan amount requested, its estimated annual energy cost savings, its estimated annual fuel and electric savings, its estimated payback, and the estimated dates the conservation measure will be started and completed; and a certification to assure proper and efficient operation of the building or system once the project is completed. An application for an amendment for cost overruns must also contain a copy of the bid selected.

An application must also contain an irrevocable resolution of the ~~school board~~ governing body of the municipality to annually levy or otherwise collect sufficient funds to guarantee loan repayment and a maxi-audit for each building or system

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involved in the project. One copy of the application is required.

8300.2505 ~~SCHOOL~~ MUNICIPAL ENERGY LOAN APPLICATION REVIEW.

Subpart 1. **Administrative review.** The ~~authority~~ commissioner shall examine the loan application to verify that the applicant is eligible, that the required forms and reports are included and are correctly completed, that an irrevocable resolution of the ~~school board or school district or school board letterhead~~ governing body of the municipality is included, and that the estimated start and end dates of the conservation measures included in the project are reasonable.

Subp. 2. **Technical review.** A technical review must be based on the maxi-audit submitted for each building on stationary energy using system included in a loan application. The applicant shall submit the maxi-audit with the loan application on forms provided by the ~~authority~~ commissioner. The minimum requirements for a maxi-audit are given at Code of Federal Regulations, title 10, section 455.42 (May 21, 1981). A maxi-audit must be performed by or under the direction of and signed by a professional mechanical or electrical engineer or by an architect registered in Minnesota.

Conservation measures with paybacks of ten years or less that are identified and described in maxi-audits are eligible. Loans may not be awarded to buildings or systems with a remaining useful life less than or equal to the payback of the conservation measures proposed. Loans may not be awarded for a conservation measure if the payback of the conservation measure proposed is greater than or equal to the useful life of the measure.

The ~~authority~~ commissioner shall examine a maxi-audit that accompanies a loan application to verify that conservation measures requested are analyzed with adequate details of the existing conditions and proposed changes using appropriate calculation procedures, and that the proposed measures are eligible.

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Subp. 3. **Review results.** The ~~authority~~ commissioner shall accept, reject, or modify a loan application request as necessary based on this review. The ~~authority~~ commissioner shall give to an applicant whose application is rejected a ~~written~~ notice of problems encountered in the review process and options available to correct them for resubmission of the application. If only certain of the conservation measures included in the project are rejected or modified, the applicant may decide to accept a loan for the approved portions or resubmit the project proposal at a later date after making the necessary changes.

8300.2506 LOAN APPROVAL.

Subpart 1. **~~Authority~~ Commissioner's approval; priority.** The ~~authority~~ commissioner shall approve loans that comply with parts 8300.2502 to 8300.2505, on a first-come-first-served basis based on the order in which eligible and complete loan applications are received by the ~~authority~~ commissioner. If eligible and complete loan applications received at the same time cannot all be funded due to lack of available funds, the ~~authority~~ commissioner shall first approve loans to school districts. If funds are not available for all eligible applications from school districts, the commissioner shall approve loans so that each affected ~~application~~ district receives an equal percentage of the eligible loan amount request. If the available funds are adequate to fully fund all eligible applications from school districts, but not all other eligible applications, the commissioner shall approve loans to school districts for the full eligible loan amount request, and approve loans to other eligible municipalities such that each affected applicant receives an equal percentage of the eligible loan amount request.

Subp. 2. **Execution of loan contract and disbursement of funds.** Upon approval of a ~~school~~ municipal energy loan, the ~~authority~~ commissioner shall send a loan contract to the applicant. The ~~authority~~ commissioner shall attach to a loan

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contract a loan repayment schedule based on the approved loan application according to Minnesota Statutes, section 116J.37, subdivision 4, paragraph (b). The applicant shall have a duly authorized official execute and return the loan contract to the ~~authority~~ commissioner for execution of the loan contract by state officials and for disbursement of the loan funds. Loan funds must be issued upon execution of and according to the terms of the loan contract.

8300.2507 REPORTS AND MONITORING FOR ~~SCHOOL~~ MUNICIPAL ENERGY LOAN PROGRAM.

Subpart 1. In general. A ~~school district~~ municipality that receives a loan from the ~~authority~~ commissioner shall submit the reports listed in subparts 2 to 5.

Subp. 2. Annual project status report. The ~~school district~~ municipality shall submit to the ~~authority~~ commissioner on forms provided by the ~~authority~~ commissioner an annual project status report covering the period July 1 ~~through~~ to June 30. This report is due each July 31 until the project is completed. The project status report must indicate the progress of the implementation of the measures funded, problems encountered, the effect of the problems on the project, and the corrective action taken. If at any time the ~~school district~~ municipality fails to substantially comply with the start and end dates given in the loan application as approved, and if the ~~school district~~ municipality cannot reasonably justify to the ~~authority~~ commissioner its lack of progress, the entire loan amount may become due and payable at the discretion of the ~~authority~~ commissioner.

Subp. 3. Quarterly financial report. The ~~school district~~ municipality shall submit to the ~~authority~~ commissioner, on forms provided by the ~~authority~~ commissioner, a quarterly financial status report that indicates expenditures of loan funds through the last date of each quarter. This report is due within 30 days of the end of each calendar quarter until the project is completed.

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Subp. 4. **Final report.** Within 60 days of the completion of the project, the ~~school district~~ municipality shall submit to the ~~authority~~ commissioner, on forms provided by the ~~authority~~ commissioner, a final project status report and a financial status report that gives actual expenditures of the measures implemented.

Subp. 5. **Annual energy report.** The ~~school district~~ municipality shall submit to the ~~authority~~ commissioner, on forms provided by the ~~authority~~ commissioner, an annual energy use and energy expenditure report by fuel type due each October 31 for the duration of the loan contract period, or for a minimum of three years after project completion if the loan is paid in less than three years, unless the ~~authority~~ commissioner cancels this requirement ~~prior to~~ before the end of the loan contract period.

8300.2508 ~~SCHOOL~~ MUNICIPAL ENERGY LOAN PROGRAM EVALUATION.

The ~~authority~~ commissioner shall evaluate the program's effectiveness in reducing the energy costs of participating ~~school districts 18 months after the effective date of these permanent rules and annually thereafter until all loan funds are issued~~ municipalities. The ~~school district~~ municipalities shall provide the ~~authority~~ commissioner with information that is reasonably needed to conduct an evaluation of the loan program, which shall include but not be limited to the reports required in part 8300.2507.

8300.2509 CLOSURE OF ~~SCHOOL~~ MUNICIPAL ENERGY LOAN ACCOUNT.

If the ~~authority~~ commissioner determines that the project that was approved for loan funds has been implemented, ~~it~~ the commissioner shall authorize closure of the loan account upon full repayment.

EFFECT OF EMERGENCY AMENDMENTS. After the emergency amendments to parts 8300.2500 to 8300.2509 expire, the permanent rules as they read prior to these amendments shall again be in effect.

Approved by Revisor _____

REPEALER. Minnesota Rules, part 8300.2501, subparts 2 and 3 are repealed.

Approved by Revisor _____

789-9318

DEPARTMENT OF PUBLIC SERVICE
ENERGY DIVISION

In the Matter of the Proposed Adoption of Emergency Rule Amendments of the State Department of Public Service Governing Energy Conservation Investment Loans

NOTICE OF INTENT TO ADOPT EMERGENCY RULE AMENDMENTS

Notice is hereby given that the State Department of Public Service intends to adopt the above entitled emergency rule amendments. The statutory authority to adopt the emergency rule is contained in Minnesota Statutes, section 116J.37, subdivision 7 as amended by Laws of Minnesota 1987, Chapter 289 and Chapter 386. The department, in adopting the rule, is following the procedures set forth in the Administrative Procedures Act for adopting emergency rules in Minnesota Statutes, sections 14.29 to 14.36.

All persons have 25 days after publication to submit data and views on the proposed emergency rule amendments or any part or subpart of the rule in writing. Comments are encouraged. Any comments must be submitted to:

Jeremy M. de Fiebre
Energy Division
Department of Public Service
900 American Center Building
150 East Kellogg Boulevard
St. Paul, MN 55101
Telephone: (612) 297-1221

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

A free copy of the proposed emergency rule is available by contacting Mr. de Fiebre at the address given above.

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

Upon adoption of the emergency rule by the department, the emergency rule as adopted and its supporting documents will be delivered to the Attorney General for review as to legality and form to the extent 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. de Fiebre at the address given above.

The emergency rule will take effect five working days after approval by the Attorney General and be effective for 180 days. The emergency rule will continue in effect for an additional 180 days if the department gives notice of continuation in accordance with Minnesota Statutes, section 14.35.

Dated: July 20, 1987

Tony Perpich, Director
Department of Public Service

In the Matter of the Proposed Adoption of Emergency Rule Amendments of the State Department of Public Service Governing Energy Conservation Investment Loans

AFFIDAVIT OF MAILING THE NOTICE OF INTENT TO ADOPT EMERGENCY RULE AMENDMENTS AND CERIFICATE OF MAILING LIST

STATE OF MINNESOTA)
)ss.
COUNTY OF RAMSEY)

Dennis Devereaux, being sworn says:

I hereby certify that the list of persons and associations who have requested, pursuant to Minnesota Statutes, sections 14.14, subdivision 1a and 14.22 or 14.30, that their names be placed on the state Department of Energy and Economic Development* rulemaking list is accurate, complete, and current as of this 20th day of July, 1987.

Dennis M. Devereaux
Special Assistant to the Director

Subscribed and sworn to before me this 20th day of July, 1987.
Mary Joan Kruger Berg

Mary Joan Kruger Berg
NOTARY PUBLIC – MINNESOTA
WASHINGTON COUNTY
My commission expires Sept. 26, 1990

Norma Riley, being sworn says:

That on the 20th day of July, 1987, at the City of St. Paul, County of Ramsey, State of Minnesota, I mailed the attached Notice of Intent to Adopt Emergency Rule Amendments by depositing in the State of Minnesota Central Mail System for United States mailing, a copy thereof, with postage prepaid, to all persons and associations on the aforementioned mailing list.

Norma Riley
Secretary, Office of Municipal Energy Finance

Subscribed and sworn to before me this 20th day of July, 1987.
Mary Joan Kruger Berg

Mary Joan Kruger Berg
NOTARY PUBLIC – MINNESOTA
WASHINGTON COUNTY
My commission expires Sept. 26, 1990

*The Energy Division of the Department of Energy and Economic Development was transferred to the Department of Public Service by Executive Order on December 29, 1986.

DEPARTMENT OF PUBLIC SERVICE
ENERGY DIVISION

In the Matter of the Proposed Adoption of Emergency Rule Amendments of the State Department of Public Service Governing Energy Conservation Investment Loans

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All persons have 25 days after publication to submit data and views on the proposed emergency rule amendments or any part or subpart of the rule in writing. Comments are encouraged. Any comments must be submitted to:

Jeremy M. de Fiebre
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Upon adoption of the emergency rule by the department, the emergency rule as adopted and its supporting documents will be delivered to the Attorney General for review as to legality and form to the extent 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. de Fiebre at the address given above.

The emergency rule will take effect five working days after approval by the Attorney General and be effective for 180 days. The emergency rule will continue in effect for an additional 180 days if the department gives notice of continuation in accordance with Minnesota Statutes, section 14.35.

Dated: July 20, 1987

Tony Perpich, Director
Department of Public Service

Department of Public Service

Proposed Emergency Amendments to Rules Relating to Energy Conservation Investment Loans

Emergency Amendments as Proposed

~~SCHOOL~~ MUNICIPAL ENERGY CONSERVATION INVESTMENT LOANS

8300.2500 PURPOSE.

The purpose of parts 8300.2501 to 8300.2509 is to establish procedures for application by ~~public-school-districts~~ municipalities for energy conservation investment loans, criteria for state agency review of loan applications, and procedures and guidelines for monitoring, evaluation, and closure of loan accounts under the ~~school~~ municipal energy conservation investment loan program.

8300.2501 DEFINITIONS.

Subpart 1. [Unchanged.]

Subp. 2. and 3. [See Repealer.]

Subp. 4. **Building.** "Building" means an existing building owned and operated by a ~~public-school-district~~ municipality as defined in this part.

Subp. 4a. **Commissioner.** "Commissioner" means the commissioner of the Department of Public Service.

Subp. 5. **Conservation measure.** "Conservation measure" means an energy conservation measure that is an installation or modification of an installation to a building or stationary energy using system, and that is primarily intended to reduce energy consumption or allow the use of an alternative energy source including solar, wind, peat, wood, and agricultural residue.

Subp. 6. **Maxi-audit.** "Maxi-audit" ~~means-a-detailed engineering-analysis-of-energy-saving-building-improvements, including-modifications-to-building-structure,-heating,~~

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~~ventilating, and air conditioning systems, operation practices, lighting, and other factors that relate to energy use. The purpose of a maxi-audit is to quantify the economic and engineering feasibility of energy saving improvements or major operational modifications~~ has the meaning given it in Minnesota Statutes, section 116J.37, subdivision 1, paragraph (b).

Subp. 6a. Municipality. "Municipality" has the meaning given it in Minnesota Statutes, section 116J.37, subdivision 1, paragraph (d).

Subp. 7. [Unchanged.]

Subp. 8. Project. "Project" means all proposed work in an application for a loan to a ~~school district~~ municipality.

8300.2502 ~~SCHOOL~~ MUNICIPAL ENERGY LOAN ELIGIBILITY CRITERIA.

Subpart 1. In general. The ~~authority~~ commissioner shall approve ~~school~~ energy loans to ~~applicants~~ municipalities to cover the costs of capital expenditures that are conservation measures that have paybacks of ten years or less as specified in a maxi-audit in compliance with Minnesota Statutes, section 116J.37 and parts 8300.2502 to 8300.2505.

Loans are available to ~~applicants~~ municipalities that have not previously received or been offered loan funds under this program, for new projects in ~~school districts~~ municipalities that previously received or were offered loan funds under this program, and as amendments to loans for projects in progress that are experiencing cost overruns or for previously unidentified but related work necessary to successful implementation of a previously approved project if the payback remains at ten years or less. With the exception of amendments as described above, the ~~authority~~ commissioner shall not approve more than one loan for the same conservation measure in the same building or stationary energy using system.

Subp. 2. Prior approval required. Except for a loan amendment to cover cost overruns or costs associated with previously unidentified but related work necessary to the successful implementation of a previously approved and funded

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project, projects that have been contracted for or begun before the ~~authority~~ commissioner notifies the ~~school district~~ municipality that the loan application is approved are not eligible. This prior approval requirement applies to the ~~design~~, acquisition, and installation costs as identified in the maxi-audit.

Subp. 3. [Unchanged.]

8300.2503 MAXIMUM LOAN AMOUNT.

To assure equitable statewide distribution of loan funds, given that loans will be issued on a first-come-first-served basis, the ~~authority~~ commissioner shall establish ~~three equal allocations of the $30 million appropriated to this program to be divided among small, medium, and large school districts~~ maximum loan amounts for each type of municipality.

A. ~~Small~~ School districts ~~are defined as having less~~ with fewer than 900 students and four classroom buildings or less~~.--Small districts~~ are eligible for up to $250,000 per district. ~~Large~~ School districts ~~are defined as having~~ with greater than 5,000 students or more than ten classroom buildings~~.--large districts~~ are eligible for up to $1,000,000 per district. All other districts ~~are defined as medium school districts and~~ are eligible for up to $500,000 per district. Cooperative vocational centers and any other eligible educational facilities that are not included in school districts are limited to $250,000. ~~If less than 33 percent of any of the three allocations is used within six months from the effective date of parts 8300.2500 to 8300.2509, the authority may redistribute that fund equally among the three allocations.~~

B. Cities of the first class, as defined in Minnesota Statutes, section 410.01, are eligible for up to $1,000,000 per city. Cities of the second class, as defined in Minnesota Statutes, section 410.01, are eligible for up to $500,000 per city. All other cities are eligible for up to $250,000 per city.

C. Counties containing a city of the first class, as defined in Minnesota Statutes, section 410.01, are eligible for

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up to $1,000,000 per county. All other counties are eligible for up to $500,000 per county.

D. Towns are eligible for up to $100,000 per town.

8300.2504 ~~SCHOOL~~ MUNICIPAL ENERGY LOAN APPLICATION CONTENTS AND PROCEDURES.

Subpart 1. **In general.** ~~An applicant~~ A municipality shall submit an application to the ~~authority~~ commissioner on a form provided by the ~~authority~~ commissioner. An application must be completed, dated, and signed in ink by a duly authorized official of the applicant and must include the authorized official's title.

Subp. 2. **Contents.** The application must contain: the municipality name or school district or vocational center number; complete mailing address of the ~~school district~~ applicant including the county; contact person's name, title, and telephone number; federal employer identification number; list of buildings and stationary energy using systems included in the request and the dollar amount requested per building or system; name and address of each building or system, including the county; the total floor area in square feet for each building; original construction date for each system, building, and building additions; the state legislative district; and a summary description of each conservation measure, its maxi-audit item number, its estimated cost, the loan amount requested, its estimated annual energy cost savings, its estimated annual fuel and electric savings, its estimated payback, and the estimated dates the conservation measure will be started and completed; and a certification to assure proper and efficient operation of the building or system once the project is completed. An application for an amendment for cost overruns must also contain a copy of the bid selected.

An application must also contain an irrevocable resolution of the ~~school board~~ governing body of the municipality to annually levy or otherwise collect sufficient funds to guarantee loan repayment and a maxi-audit for each building or system

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involved in the project. One copy of the application is required.

8300.2505 ~~SCHOOL~~ MUNICIPAL ENERGY LOAN APPLICATION REVIEW.

Subpart 1. **Administrative review.** The ~~authority~~ commissioner shall examine the loan application to verify that the applicant is eligible, that the required forms and reports are included and are correctly completed, that an irrevocable resolution of the ~~school board on school district or school board letterhead~~ governing body of the municipality is included, and that the estimated start and end dates of the conservation measures included in the project are reasonable.

Subp. 2. **Technical review.** A technical review must be based on the maxi-audit submitted for each building on stationary energy using system included in a loan application. The applicant shall submit the maxi-audit with the loan application on forms provided by the ~~authority~~ commissioner. The minimum requirements for a maxi-audit are given at Code of Federal Regulations, title 10, section 455.42 (May 21, 1981). A maxi-audit must be performed by or under the direction of and signed by a professional mechanical or electrical engineer or by an architect registered in Minnesota.

Conservation measures with paybacks of ten years or less that are identified and described in maxi-audits are eligible. Loans may not be awarded to buildings or systems with a remaining useful life less than or equal to the payback of the conservation measures proposed. Loans may not be awarded for a conservation measure if the payback of the conservation measure proposed is greater than or equal to the useful life of the measure.

The ~~authority~~ commissioner shall examine a maxi-audit that accompanies a loan application to verify that conservation measures requested are analyzed with adequate details of the existing conditions and proposed changes using appropriate calculation procedures, and that the proposed measures are eligible.

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Subp. 3. **Review results.** The ~~authority~~ commissioner shall accept, reject, or modify a loan application request as necessary based on this review. The ~~authority~~ commissioner shall give to an applicant whose application is rejected a ~~written~~ notice of problems encountered in the review process and options available to correct them for resubmission of the application. If only certain of the conservation measures included in the project are rejected or modified, the applicant may decide to accept a loan for the approved portions or resubmit the project proposal at a later date after making the necessary changes.

8300.2506 LOAN APPROVAL.

Subpart 1. **~~Authority~~ Commissioner's approval; priority.** The ~~authority~~ commissioner shall approve loans that comply with parts 8300.2502 to 8300.2505, on a first-come-first-served basis based on the order in which eligible and complete loan applications are received by the ~~authority~~ commissioner. If eligible and complete loan applications received at the same time cannot all be funded due to lack of available funds, the ~~authority~~ commissioner shall first approve loans to school districts. If funds are not available for all eligible applications from school districts, the commissioner shall approve loans so that each affected ~~application~~ district receives an equal percentage of the eligible loan amount request. If the available funds are adequate to fully fund all eligible applications from school districts, but not all other eligible applications, the commissioner shall approve loans to school districts for the full eligible loan amount request, and approve loans to other eligible municipalities such that each affected applicant receives an equal percentage of the eligible loan amount request.

Subp. 2. **Execution of loan contract and disbursement of funds.** Upon approval of a ~~school~~ municipal energy loan, the ~~authority~~ commissioner shall send a loan contract to the applicant. The ~~authority~~ commissioner shall attach to a loan

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contract a loan repayment schedule based on the approved loan application according to Minnesota Statutes, section 116J.37, subdivision 4, paragraph (b). The applicant shall have a duly authorized official execute and return the loan contract to the ~~authority~~ commissioner for execution of the loan contract by state officials and for disbursement of the loan funds. Loan funds must be issued upon execution of and according to the terms of the loan contract.

8300.2507 REPORTS AND MONITORING FOR ~~SCHOOL~~ MUNICIPAL ENERGY LOAN PROGRAM.

Subpart 1. **In general.** A ~~school district~~ municipality that receives a loan from the ~~authority~~ commissioner shall submit the reports listed in subparts 2 to 5.

Subp. 2. **Annual project status report.** The ~~school district~~ municipality shall submit to the ~~authority~~ commissioner on forms provided by the ~~authority~~ commissioner an annual project status report covering the period July 1 ~~through~~ to June 30. This report is due each July 31 until the project is completed. The project status report must indicate the progress of the implementation of the measures funded, problems encountered, the effect of the problems on the project, and the corrective action taken. If at any time the ~~school district~~ municipality fails to substantially comply with the start and end dates given in the loan application as approved, and if the ~~school district~~ municipality cannot reasonably justify to the ~~authority~~ commissioner its lack of progress, the entire loan amount may become due and payable at the discretion of the ~~authority~~ commissioner.

Subp. 3. **Quarterly financial report.** The ~~school district~~ municipality shall submit to the ~~authority~~ commissioner, on forms provided by the ~~authority~~ commissioner, a quarterly financial status report that indicates expenditures of loan funds through the last date of each quarter. This report is due within 30 days of the end of each calendar quarter until the project is completed.

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Subp. 4. **Final report.** Within 60 days of the completion of the project, the ~~school district~~ municipality shall submit to the ~~authority~~ commissioner, on forms provided by the ~~authority~~ commissioner, a final project status report and a financial status report that gives actual expenditures of the measures implemented.

Subp. 5. **Annual energy report.** The ~~school district~~ municipality shall submit to the ~~authority~~ commissioner, on forms provided by the ~~authority~~ commissioner, an annual energy use and energy expenditure report by fuel type due each October 31 for the duration of the loan contract period, or for a minimum of three years after project completion if the loan is paid in less than three years, unless the ~~authority~~ commissioner cancels this requirement ~~prior to~~ before the end of the loan contract period.

8300.2508 ~~SCHOOL~~ MUNICIPAL ENERGY LOAN PROGRAM EVALUATION.

The ~~authority~~ commissioner shall evaluate the program's effectiveness in reducing the energy costs of participating ~~school districts 18 months after the effective date of these permanent rules and annually thereafter until all loan funds are issued~~ municipalities. The ~~school district~~ municipalities shall provide the ~~authority~~ commissioner with information that is reasonably needed to conduct an evaluation of the loan program, which shall include but not be limited to the reports required in part 8300.2507.

8300.2509 CLOSURE OF ~~SCHOOL~~ MUNICIPAL ENERGY LOAN ACCOUNT.

If the ~~authority~~ commissioner determines that the project that was approved for loan funds has been implemented, ~~it~~ the commissioner shall authorize closure of the loan account upon full repayment.

EFFECT OF EMERGENCY AMENDMENTS. After the emergency amendments to parts 8300.2500 to 8300.2509 expire, the permanent rules as they read prior to these amendments shall again be in effect.

Approved by Revisor _____

REPEALER. Minnesota Rules, part 8300.2501, subparts 2 and 3 are repealed.

Approved by Revisor _____

Rules & Regulations
Department Wide Mailing List

Name	Company	Address	City	St	Zip	Code
	ALABAMA DEPT OF ENERGY	3465 NORMAN BRIDGE RD	MONTGOMERY	AL	36130	SEO
	ALASKA DIV OF ENERGY & POWER DEVEL	POUCH D	JUNEAU	AK	99811	SEO
	ARIZONA ENERGY PROGRAMS	1700 WASHINGTON ST W-FIFTH FLR	PHOENIX	AZ	85007	SEO
	ARKANSAS ENERGY OFFICE-ECON PLAN	1 CAPITOL MALL-RM 2C 105	LITTLE ROCK	AR	72201	SEO
	BASS BROOK TOWN OF	BOX 146	COHASSET	MN	55721	RULES
	BEMIDJI CHAMBER OF COMMERCE	BOX 850	BEMIDJI	MN	56601	RULES
	BEMIDJI CHAMBER OF COMMERCE	BOX 806	BEMIDJI	MN	56601	RULES
	CALIFORNIA ENERGY COMMISSION	1516 NINTH ST	SACRAMENTO	CA	95814	SEO
	COLORADA OFFICE OF ENERGY CONSERV	112 14TH AVE E	DENVER	CO	80203	SEO
	COLUMBIA DIST OF ENERGY UNIT	420 EIGHTH ST	WASHINGTON	DC	20001	SEO
	CONNECTICUT DEPT OF ENERGY	80 WASHINGTON ST	HARTFORD	CT	06106	SEO
	DELAWARE ENERGY OFFICE	FEDERAL ST-BOX 1401	DOVER	DE	19901	SEO
	DORSEY & WHITNEY LIBRARY	2200 FIRST BANK PL E	MPLS	MN	55402	RULES
	FLORIDA ENERGY OFFICE	BRYANT BLDG-RM 301	TALLAHASEE	FL	32301	SEO
	FRUNDT FRUNDT & JOHNSON	117 FIFTH ST W-BOX 95	BLUE EARTH	MN	56013	RULES
	GEORGIA OFFICE OF ENERGY RESOURCES	270 WASHINGTON ST SW-STE 615	ATLANTA	GA	30334	SEO
	GRAND RAPIDS CHAMBER OF COMMERCE	WELCOME HOUSE	GRAND RAPIDS	MN	55744	RULES
	GUAM ENERGY OFFICE	BOX 2950	AGANA	GM	96910	SEO
	HAWAII ENERGY MGMT OFFICE	BOX 2359	HONOLULU	HI	96804	SEO
	IDAHO OFFICE OF ENERGY	STATE HOUSE	BOISE	ID	83720	SEO
	ILLINOIS INST OF NAT RESOURCES	325 ADAMS ST W-RM 300	SPRINGFIELD	IL	62706	SEO
	INDIANA ENERGY GROUP	1 CAPITOL ST N-STE 700	INDIANAPOLIS	IN	46204	SEO
	IOWA ENERGY POLICY COUNCIL	CAPITOL COMPLEX	DES MOINES	IA	50319	SEO
	KANSAS CORP COMM-RESEARCH & ENERGY	STATE OFFICE BLDG-FOURTH FLR	TOPEKA	KS	66612	SEO
	KENTUCKY DEPT OF ENERGY	BOX 11888	LEXINGTON	KY	40578	SEO
	LOUISIANA DEPT OF NAT RESOURCES	BOX 44396	BATON ROUGE	LA	70804	SEO
	MAINE OFFICE OF ENERGY RESOURCES	STATE HOUSE-STN 53	AUGUSTA	ME	04333	SEO
	MANKATO AREA CHAMBER OF COMMERCE	BOX 999	MANKATO	MN	56001	RULES
	MARYLAND ENERGY POLICY OFFICE	301 PRESTON ST W-STE 903	BALTIMORE	MD	21201	SEO
	MASSACHUSETTS ENERGY POLICY OFFICE	100 CAMBRIDGE ST-RM 1500	BOSTON	MA	02202	SEO
	MICHIGAN ENERGY ADMINISTRATION	BOX 30228	LANSING	MI	48909	SEO
	MINN DEPT OF HEALTH-COMM DEVEL	717 DELAWARE ST SE	MPLS	MN	55440	RULES
	MINNEGASCO	201 SEVENTH ST S	MPLS	MN	55402	RULES
	MISSISSIPPI DEPT OF ENERGY	510 GEORGE ST-STE 300	JACKSON	MS	39202	SEO
	MISSOURI DIV OF ENERGY	BOX 176	JEFFERSON CITY	MO	65102	SEO
	MONTANA ENERGY PLANNING DIV	32 EWING ST S	HELENA	MT	59620	SEO
	MPLS PUBLIC LIBRARY-ENVIRON CONSERV	300 NICOLLET MALL	MPLS	MN	55401	RULES
	NEBRASKA ENERGY OFFICE	BOX 95085	LINCOLN	NB	68509	SEO
	NEVADA COMM SERVICES-ENERGY OFFICE	1100 WILLIAM ST E	CARSON CITY	NV	89710	SEO
	NEW HAMPSHIRE GOV COUNCIL ON ENERGY	2 1/2 BEACON ST	CONCORD	NH	03301	SEO
	NEW JERSEY DEPT OF ENERGY	101 COMMERCE ST	NEWARK	NJ	07102	SEO
	NEW MEXICO DEPT OF ENERGY &MINERALS	525 CAMINO DE LOS MARQUEZ	SANTA FE	NM	87501	SEO
	NEW YORK STATE ENERGY OFFICE	2 ROCKEFELLER PLAZA-10TH FLR	ALBANY	NY	12223	SEO
	NORTH CAROLINA ENERGY DIV	BOX 25249	RALEIGH	NC	27611	SEO
	NORTH DAKOTA OFFICE OF ENERGY	STATE CAPITOL BLDG-14TH FL	BISMARCK	ND	58505	SEO
	NORTH MARIANA ISLANDS ENERGY PLANNR	NAURU BLDG-5TH FLR	SAIPAN	MR	96950	SEO
	OHIO DEPT OF ENERGY	30 BROAD ST E-34TH FLOOR	COLUMBUS	OH	43215	SEO
	OKLAHOMA DEPT OF ENERGY	BOX 53365	OKLAHOMA CITY	OK	73105	SEO
	OREGON DEPT OF ENERGY	LABOR & INDUS BLDG-RM 102	SALEM	OR	97310	SEO
	PENNSYLVANIA GOVERNORS ENERGY CNCL	BOX 8010	HARRISBURG	PA	17105	SEO
	PROJECT ENVIRONMENT FOUNDATION	2929 FOURTH AVE S	MPLS	MN	55408	RULES

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Name	Company	Address	City	St	Zip	Code
	PUERTO RICO ENERGY OFFICE	MANILLAS STATION-BOX 41089	SANTRUCE	PR	940	SEO
	RHODE ISLAND ENERGY OFFICE	80 DEAN ST	PROVIDENCE	RI	02903	SEO
	SAMOA GOVT OF AMERICAN	PAGO PAGO	TUTUILA	SM	96799	SEO
	SCOTT CO HOUSING & REDEVEL AUTH	16049 FRANKLIN TR SE-RM 104	PRIOR LAKE	MN	55372	RULES
	SOUTH CAROLINA GOVERNORS OFFICE	1205 PENDLETON ST	COLUMBIA	SC	29201	SEO
	SOUTH DAKOTA OFFICE-ENERGY POLICY	STATE CAPITOL BLDG	PIERRE	SD	57501	SEO
	TENNESSEE ENERGY AUTHORITY	510 GAY ST-STE 207	NASHVILLE	TN	37219	SEO
	TEXAS GOVERNORS OFFICE	BOX 4087	AUSTIN	TX	78713	SEO
	TROMMALD CITY OF	RT 3-BOX 160	CROSBY	MN	56441	RULES
	UNION OIL OF CALIFORNIA	1650 GOLF RD E	SCHAUMBURG	IL	60196	RULES
	UTAH ENERGY COUNCIL	STATE OFFICE BLDG-RM 3266	SALT LAKE CITY	UT	84114	SEO
	VERMONT STATE ENERGY OFFICE	STATE OFFICE BLDG	MONTPELIER	VT	05602	SEO
	VIRGIN ISLANDS ENERGY OFFICE	BOX 2996	ST THOMAS	VI	801	SEO
	VIRGINIA ENERGY EMERGENCY SERVICES	310 TURNER RD	RICHMOND	VA	23225	SEO
	WASHINGTON STATE ENERGY OFFICE	400 UNION ST E-FIRST FL	OLYMPIA	WA	98504	SEO
	WEST CENTRAL INDUS IMPROVEMENT CORP	STEVENS CO COURTHOUSE	MORRIS	MN	56267	RULES
	WEST VIRGINIA FUEL & ENERGY OFFICE	1426 KANAWHA BLVD E	CHARLESTON	WV	25301	SEO
	WHITE BEAR LAKE CITY OF	1281 HAMMOND RD	WHITE BEAR LK	MN	55110	RULES
	WISCONSIN STATE PLANNING&ENERGY DIV	BOX 7868	MADISON	WI	53707	SEO
	WYOMING ENERGY CONSERVATION OFFICE	320 25TH ST W	CHEYENNE	WY	82002	SEO
	YAGGY ASSOCIATES	717 THIRD AVE SE	ROCHESTER	MN	55904	RULES
MICHAEL J AHERN	MOSS FLAHERTY CLARKSON & FLETCHER	200 SIXTH ST S-STE 1200	MPLS	MN	55402	RULES
CLIFF AICHINGER	MOSTCA INC	2225 WHITE BEAR AVE	MAPLEWOOD	MN	55109	RULES
MARK ALFERS		2496 145TH ST W	ROSEMOUNT	MN	55068	RULES
ROBERT P AMBROSE	COOPERATIVE POWER ASSN	14615 LONE OAK RD	EDEN PRAIRIE	MN	55344	RULES
HERBERT K ANDERSON		418 EIGHTH ST S	VIRGINIA	MN	55792	RULES
JAMES ANDRE	ROSEVILLE CITY OF	2024 CLEVELAND AVE N	ROSEVILLE	MN	55113	RULES
NICHOLAS J BABIAK	STATE SERVICES GROUP	1015 15TH ST NW-STE 200	WASHINGTON	DC	20005	RULES
BRUCE BARKER	BOISE CASCADE WOODLAND	BOX 1152	INTL FALLS	MN	56649	RULES
LEON BARNIER	MINN RURAL ELECTRIC ASSN	4901 77TH ST W	MPLS	MN	55435	RULES
AL BARTHELEMY	BENTON CO LAND USE TECH	COURTHOUSE	FOLEY	MN	56329	RULES
ALLAN BAUMGARTEN	MINN LEGIS AUDITOR	VETERANS SERVICE BLDG-RM 122	ST PAUL	MN	55155	RULES
LLOYD G BECKER	GOLDEN VALLEY CITY OF	7800 GOLDEN VALLEY RD	GOLDEN VALLEY	MN	55427	RULES
JANE BELAU	CONTROL DATA CORP	8100 34TH AVE S	MPLS	MN	55440	RULES
GARY BERG	BROOKLYN PARK CITY OF	5800 85TH AVE N	BROOKLYN PK	MN	55430	RULES
R BEN BIFOSS	MONTEVIDEO CITY OF	BOX 676	MONTEVIDEO	MN	56265	RULES
ROBERT BIXBY	ST CLOUD STATE UNIV	STEWARD HALL-RM 301	ST CLOUD	MN	56301	RULES
JOSEPH D BIZZANO JR	NORTHERN STATES POWER	414 NICOLLET MALL	MPLS	MN	55401	RULES
RUSS BJORHUS	U S DEPT OF AG-FARMERS HOME ADM	316 ROBERT ST N-RM 252	ST PAUL	MN	55101	RULES
RUDY BOSCHWITZ		HART STATE OFFICE BLDG-RM SH506	WASHINGTON	DC	20510	MCD
ROD BRANNON	EDINA COMMUNITY ED	5701 NORMANDALE RD	MPLS	MN	55424	RULES
CURT BREKKE JR	BRAINERD COMM DEVEL ADMIN	CITY HALL	BRAINERD	MN	56401	RULES
JOHN M BROEKER	BROEKER HARTFELDT HEDGES & GRANT	2850 METRO DR-STE 800	BLOOMINGTON	MN	55429	RULES
BERNARD L BROMMER	A F L-C I O	175 AURORA AVE	ST PAUL	MN	55103	RULES
WILLIAM F BROOKS JR		405 SECOND AVE S-RM 900	MPLS	MN	55401	RULES
DARREL BUNGE	MINN PETROLEUM COUNCIL	386 WABASHA ST N-RM 1025	ST PAUL	MN	55102	RULES
ROBERT S BURK	POPHAM HAIK SCHNOBRICH KAUFMN&DOTY	80 EIGHTH ST S-RM 4344	MPLS	MN	55402	RULES
ROBERT S BUTLER	BUTLER RESEARCH & ENG CO INC	1306 CO RD F W	ST PAUL	MN	55112	RULES
GLENN CARLSON	ST CLOUD AREA CHAMBER OF COMMERCE	20 FOURTH AVE S-BOX 487	ST CLOUD	MN	56302	RULES
M D CASPER	BRECKENRIDGE CITY OF	420 NEBRASKA AVE	BRECKENRIDGE	MN	56520	RULES
THOMAS F CATANIA	MINN ATTORNEY GEN OFC-ANTITRUST DIV	117 UNIV AVE-SECOND FLR	ST PAUL	MN	55155	RULES

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Name	Company	Address	City	St	Zip	Code
LOUIS W CLAESON JR	MINN AUTO DEALERS ASSN	277 UNIVERSITY AVE	ST PAUL	MN	55103	RULES
BECKY A COMSTOCK	DORSEY WINDHRST HANNAFRD WHITNY&HAL	220 SIXTH ST S-RM 2300	MPLS	MN	55402	RULES
AL D CORDES	INTERSTATE POWER CO	1000 MAIN ST	DUBUQUE	IA	52001	RULES
DONALD B CRASSWELLER	DONOVAN MCCARTHY CRASSWELLR LARSN&M	ALWORTH BLDG-RM 1000	DULUTH	MN	55802	RULES
FRANCINE CREME	BARR ENGINEERING CO	7803 GLENRAY RD	BLOOMINGTON	MN	55435	RULES
THOMAS M DAILEY	HENKEL CORP	7900 78TH ST W	MPLS	MN	55435	RULES
JEAN DAWSON	MINN GOVERMENT REPORT	STATE CAPITAL BLDG-PRESS RM B2	ST PAUL	MN	55155	RULES
CHARLES K DAYTON	DAYTON HERMAN GRAHAM & GETTS	10 FIFTH ST S-STE 930	MPLS	MN	55402	RULES
ELAINE DEBEIR	MINN POWER CO	30 SUPERIOR ST W	DULUTH	MN	55802	RULES
ANN M DEELY	STATE & FEDERAL ASSOC-REG SERV DIV	1101 KING ST-STE 600	ALEXANDRIA	VA	22314	RULES
BERNARD J DEML		BOX 76	CARLOS	MN	56319	RULES
ALBERT D DIAL	DAIRYLAND POWER COOPERATIVE	BOX 817	LACROSSE	WI	54601	RULES
JAMES C DIRACLES		80 EIGHTH ST S-RM 4040	MPLS	MN	55402	RULES
DANIEL J DONAHUE	NEW HOPE CITY OF	4401 XYLON AVE N	NEW HOPE	MN	55428	RULES
JOHN E DRAWZ		120 SIXTH ST S-RM 2000	MPLS	MN	55402	RULES
GIL A DULLINGER	BROOKLYN PARK CITY OF	5800 85TH AVE N	BROOKLYN PK	MN	55443	RULES
ANDY DUNCAN	JCM & ASSOC	379 UNIVERSITY AVE-STE 211	ST PAUL	MN	55103	RULES
DAVID DURENBERGER		RUSSELL BLDG-RM 353	WASHINGTON	DC	20510	MCD
KENNETH DZUGAN	ST PAUL PORT AUTHORITY	25 FOURTH ST W-STE 1305	ST PAUL	MN	55102	RULES
SUSAN EDEL		86 HILLSDALE COURT	WINONA	MN	55987	RULES
THOMAS ELDEN	MONTICELLO CITY OF	250 BROADWAY ST E	MONTICELLO	MN	55362	RULES
CHRISTIE B ELLER		BREMER TOWER-RM 1100	ST PAUL	MN	55101	RULES
CHRIS ENGER	EDEN PRAIRIE CITY OF	8950 EDEN PRAIRIE RD	EDEN PRAIRIE	MN	55344	RULES
GLENN A ERICKSON	ST PAUL CITY OF	25 FOURTH ST W-RM 445	ST PAUL	MN	55102	RULES
BRIAN ETTESVOLD	MINN SERVICE STATION ASSN	2700 RICE ST	ST PAUL	MN	55113	RULES
HENRY FIELDSETH	NORTHERN SUN ALLIANCE	1519 FRANKLIN AVE E	MPLS	MN	55404	RULES
LEO C FITZPATRICK		8138 HENSLOWE AVE S	COTTAGE GROVE	MN	55016	RULES
JAMES D FLANNERY	AUSTIN COMM COLLEGE	1600 EIGHTH AVE NW	AUSTIN	MN	55912	RULES
WAYNE FLOHRS		COURTHOUSE-RM 105	FAIRMONT	MN	56031	RULES
WINFIELD FORSBERG	FORSBERG AGRIC SERV	518 SUMMIT AVE	NEW ULM	MN	56073	RULES
DANIEL D FOTH	ASSOC BLDRS & CONTRACTORS INC	6989 WASHINGTON AVE S-STE 200	EDINA	MN	55435	RULES
ALFRED E FRANCE	LAKE SUPERIOR INDUSTRIAL BUREAU	306 SUPERIOR ST W-#1408 ALWORTH	DULUTH	MN	55802	RULES
DONALD J FRANK		STATE CAPITOL BLDG-RM G28	ST PAUL	MN	55155	RULES
RICHARD FRANK	HOUSTON CO OFFICES	COURTHOUSE	CALEDONIA	MN	55921	RULES
DOUGLAS FRAZIOR	BRAINERD AREA CHAMBER OF COMMERCE	SIXTH & WASHINGTON STS	BRAINERD	MN	56401	RULES
CONRAD M FREDIN	JOHNSON FREDIN KILLEN THIBODEAU&SEI	NORWEST CTR-RM 811	DULUTH	MN	55802	RULES
WILLIAM FRENZEL		LONGWORTH OFFICE BLDG-RM 1026	WASHINGTON	DC	20515	MCD
DAVID FRICKE	MINN TOWNSHIPS ASSN OF	BOX 246	ST MICHAEL	MN	55376	RULES
FRANK FRISON	N E C A	200 ROBERT ST S-RM 305	ST PAUL	MN	55107	RULES
ERIC FURE	GREATER DULUTH COACT	2904 THIRD ST W	DULUTH	MN	55806	RULES
SANDRA S GARDENBRING	MINN POLLUTION CONTROL AGENCY	1935 CO RD B2 W	ROSEVILLE	MN	55113	RULES
JAN P GASTERLAND	BLOOMINGTON BLDG & INSPECT DIV	2215 OLD SHAKOPEE RD W	BLOOMINGTON	MN	55431	RULES
FRANK GERLOCK	HASTINGS CITY OF	100 SIBLEY ST	HASTINGS	MN	55033	RULES
JOHN GOSTOVICH	MINN PUBLIC INTEREST RESEARCH GROUP	2412 UNIVERSITY AVE SE	MPLS	MN	55414	RULES
RICHARD GRABOW	DETROIT LAKES CITY OF	10225 ROOSEVELT AVE-BOX 647	DETROIT LAKES	MN	56501	RULES
GARY GRAHAM	SOUTHWEST REG DEVEL COMM	2524 BROADWAY AVE-BOX 265	SLAYTON	MN	56172	RULES
JOHN C GREEN	U OF M-GEOLOGY DEPT	10550 OLD NORTH SHORE RD	DULUTH	MN	55812	RULES
MARTHA GREENWALD		2222 ELM ST SE	MPLS	MN	55414	RULES
FARLEY GRUNIG	COTTONWOOD CO OFFICES	COURTHOUSE	WINDOM	MN	56101	RULES
MARY GUHIN	LUVERNE CITY OF	203 MAIN ST E	LUVERNE	MN	56156	RULES
DOUGLAS HAHN	HORMEL & CO	BOX 800	AUSTIN	MN	55912	RULES

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RAYMOND A HAIK	N S P	414 NICOLLET MALL	MPLS	MN	55401	RULES
SANDRA J HALE	MINN DEPT OF ADMIN	50 SHERBURNE AVE-RM 200	ST PAUL	MN	55155	RULES
W A HALLMAN	ASSOCIATED MOTOR CARRIERS	1821 UNIVERSITY AVE-N134	ST PAUL	MN	55104	RULES
LAWRENCE D HANSEN	WATERVILLE CITY OF	BOX 9	WATERVILLE	MN	56096	RULES
LEN HANSMEYER	MINN POWER CO	30 SUPERIOR ST W	DULUTH	MN	55802	RULES
RUSS HARJU	ST PAUL PUBLIC HOUSING AUTHORITY	413 WACOUTA ST-GILBERT BLDG-RM 350	ST PAUL	MN	55101	RULES
VIRGINIA HARRIS	CARVER CO OFFICES	600 FOURTH ST E	CHASKA	MN	55318	RULES
FRANK F HARTRANFT	MICHAUD COOLEY ERICKSON & ASSOC INC	625 FOURTH AVE S-STE 1325	MPLS	MN	55415	RULES
RICHARD HAUBENSAK	PEOPLES NAT GAS CO	25 MAIN PLACE	COUNCIL BLUFFS	IA	51501	RULES
BRUCE HAUSCHULZ	UNITED POWER ASSN		ELK RIVER	MN	55330	RULES
JACK HAWK	GRANITE FALLS AVTI	HWY 212 W	GRANITE FALLS	MN	56241	RULES
THOMAS L HEDGES	EAGAN CITY OF	3830 PILOT KNOB RD	EAGAN	MN	55123	RULES
GERALD HEIL	MINN DEPT OF AGRICULTURE	90 PLATO BLVD W	ST PAUL	MN	55107	RULES
WILLIAM H HENNEMUTH	RIEKE CARROLL MULLER ASSOC	1011 FIRST ST S-BOX 130	HOPKINS	MN	55343	RULES
DIANA HERING	FARIBAULT AREA CHAMBER OF COMMERCE	228 CENTRAL AVE-BOX 434	FARIBAULT	MN	55021	RULES
JOHN H HERMAN	DAYTON HERMAN GRAHAM & GETTS	10 FIFTH ST S-STE 930	MPLS	MN	55402	RULES
RALPH K HESTER	MILACA CITY OF	145 CENTRAL AVE S	MILACA	MN	56353	RULES
FRANK W HETMAN	DEVAC INC	10130 HWY 55	MPLS	MN	55441	RULES
JAMES R HILL	HILL ASSOCIATION	8200 HUMBOLDT AVE S	BLOOMINGTON	MN	55431	RULES
H EUGENE HIPPE	REGION SIX EAST REG DEVEL COMM	311 SIXTH ST W	WILLMAR	MN	56201	RULES
MICHAEL HOFF	DONOHUE & ASSOC INC	7200 HEMLOCK LN W	MAPLE GROVE	MN	55369	RULES
RICHARD C HOGLUND	WILLMAR CITY OF	333 SIXTH ST SW-BOX 755	WILLMAR	MN	56201	RULES
JERRY HOLIEN	YELLOW MEDICINE PLANNING OFFICE	BOX 675	CLARKFIELD	MN	56223	RULES
KENNETH HOPKE	STEARNS CO OFFICES	BOX 604	ST CLOUD	MN	56301	RULES
JOHN HORNER	MINN MULTI HOUSING ASSN	4740 PARK GLEN RD	MPLS	MN	55416	RULES
MARYANNE V HRUBY	MINN LEGIS COMM TO REVIEW ADMIN RUL	STATE OFFICE BLDG-RM 55	ST PAUL	MN	55155	RULES
PAUL HUBER	HUBER LTD	1821 UNIVERSITY AVE	ST PAUL	MN	55104	RULES
ALAN W INGRAM	NATIONAL SOCIAL WORKERS ASSN	614 PORTLAND AVE	ST PAUL	MN	55102	RULES
DR DONALD W IRELAND	U OF M-SCHL OF BUSINESS & ECON		DULUTH	MN	55812	RULES
GUNNAR ISBERG	ISBERG & ASSOC	BOX 115	NORTHFIELD	MN	55057	RULES
JAMES JACK	MANKATO STATE UNIV	BOX 36	MANKATO	MN	56001	RULES
JUDY JANICKE	LYMAN BLUEPRINT THE	BOX 40	EXCELSIOR	MN	55331	RULES
JAMES JENSEN		BOX 459	RUSHFORD	MN	55971	RULES
DAVID JERONIMUS		4808 TIOGA ST	DULUTH	MN	55802	RULES
STEPHAN JILK	LACRESCENT CITY OF	315 MAIN ST	LACRESCENT	MN	55947	RULES
G ROBERT JOHNSON	POPHAM HAIK SCHNOBRICH KAUFMN&DOTY	80 EIGHTH ST S-RM 4344	MPLS	MN	55402	RULES
GORDON JOHNSON	LUTHERAN SOCIAL SERVICE	2414 PARK AVE	MPLS	MN	55404	RULES
LESLIE M JOHNSON	BLAINE CITY OF	9150 CENTRAL AVE NE	BLAINE	MN	55434	RULES
MARK JOHNSON	ST LOUIS CO PLANNING & ZONING OFF	COURTHOUSE	DULUTH	MN	55802	RULES
ZACK JOHNSON	CONSULTING ENGINEERS DIVERSIFIED	7200 HEMLOCK LN N-STE 200	MAPLE GROVE	MN	55369	RULES
RICHARD JOPKE	RICHFIELD CITY OF	6700 PORTLAND AVE	RICHFIELD	MN	55423	RULES
THOMAS JORGENS	NORTHWEST REG DEVEL COMM	525 BROOKS AVE S-BOX E	THIEF RIVER FALLS	MN	56701	RULES
JUDY KARON	RAMSEY CO COMM BOARD	COURTHOUSE-STE 316	ST PAUL	MN	55102	RULES
BARBARA W KAUFMAN	MINN VOLUNTARY SOC SERV ASSN OF	1821 UNIVERSITY AVE-RM 141S	ST PAUL	MN	55104	RULES
GARY KAZUIKEWICA	WALDORF CORP	2250 WABASHA ST	ST PAUL	MN	55114	RULES
LONI KEMP	MINN PROJECT-S E OFFICE	BOX 4	PRESTON	MN	55965	RULES
WILLIAM A KEMP	WASHINGTON CO HRA/N A H R O-MINN CH	455 BROADWAY AVE	ST PAUL PK	MN	55071	RULES
TIMOTHY KENNEDY	GRAND MARAIS CITY OF	COURTHOUSE	GRAND MARAIS	MN	55604	RULES
RALPH T KEYES		1631 BROOKS AVE W	ST PAUL	MN	55113	RULES
PAUL D KINN	WADENA AVTI	405 COLFAX AVE SW-BOX 566	WADENA	MN	56482	RULES
ROBERT KIRCHNER	ANOKA CITY HALL	2015 FIRST AVE	ANOKA	MN	55303	RULES

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Name	Company	Address	City	St	Zip	Code
E J KLAMPE	SUN CONTROL PRODUCTS	431 FOURTH AVE SE	ROCHESTER	MN	55904	RULES
JOHN A KNAPP	WINTHROP WEINSTINE & SEXTON	444 CEDAR ST-STE 1800	ST PAUL	MN	55101	RULES
LARRY KNOSALLA	REGION FIVE REG DEVEL COMM	611 IOWA AVE	STAPLES	MN	56479	RULES
MARK KOEGLER	VAN DOREN HAZARD STALLINGS	3030 HARBOR LN N-STE 104	PLYMOUTH	MN	55441	RULES
LUKE R KOMAREK	MINNEGASCO	201 SEVENTH ST S	MPLS	MN	55402	RULES
CHARLES KROEGER	Q S S INC	BOX 838	FARIBAULT	MN	55021	RULES
JOHN H LAMPERT	MINNEGASCO	700 LINDEN AVE W	MPLS	MN	55403	RULES
MARY ELLEN LANDWEHR	SOUTHERN MINN MUNI POWER AGENCY	21 FIRST ST SW-STE 400	ROCHESTER	MN	55902	RULES
WILLIAM J LANGLOIS	3 M COMPANY	2501 HUDSON RD-BOX 225 2N06	ST PAUL	MN	55144	RULES
ERIC LANNES	WHYT WATER HEATERS	BOX 60129	RENO	NV	89506	RULES
PETER LANSDOWNE	SOUTHERN MINN REG LEGAL SERVICES	MEDICAL ARTS BLDG-RM 310	ALBERT LEA	MN	56007	RULES
JOHN LANZ	WHITE EARTH RESERVATION	BOX 418	WHITE EARTH	MN	56591	RULES
A J LEE	HENNEPIN CO OFFICES	300 SIXTH ST S-RM A2307	MPLS	MN	55487	RULES
ERNEST K LEHMANN	LEHMANN & ASSOC INC	1409 WILLOW ST-RM 300	MPLS	MN	55403	RULES
JOHN P LEIFER	DAIRYLAND POWER COOPERATIVE	2615 EAST AVE S	LACROSSE	WI	54601	RULES
BERNARD J LEWIS	U OF M-FORESTRY DEPT	GREEN HALL-RM 10	ST PAUL	MN	55108	RULES
W J LICKE	BLANDIN PAPER CO	115 FIRST ST SW	GRAND RAPIDS	MN	55744	RULES
GREGORY B LIE	HOPKINS ENVIRONMENT & ENERGY DEPT	320 WASHINGTON AVE S	HOPKINS	MN	55343	RULES
CLARENCE P LINDBERG		750 PLAZA DR S	MENDOTA HTS	MN	55118	RULES
ROBERT LOCKYEAR		14900 61ST ST N	STILLWATER	MN	55082	RULES
DAVID MARONEY	NORTHFIELD CITY OF	801 WASHINGTON ST	NORTHFIELD	MN	55057	RULES
DAVID M MARTIN	OWATONNA PUBLIC UTILITIES	208 WALNUT AVE S-BOX 800	OWATONNA	MN	55060	RULES
SCOTT A MARTIN	CHANHASSEN CITY OF	690 COULTER DR	CHANHASSEN	MN	55317	RULES
MICHELE MATEGKO	CHAMBER OF COMMERCE	325 HARBOR DR	DULUTH	MN	55802	RULES
GLENN A MATSON	U S DEPT OF COMMERCE	110 FOURTH ST S-RM 108	MPLS	MN	55401	RULES
FRANCIS X MCGRATH	DEVAC INC	10130 HWY 55	MPLS	MN	55441	RULES
DALE MCMICHAEL	HENNINGSON DURHAM & RICHARDSON	5401 GAMBLE DR-RM 300	MPLS	MN	55416	RULES
JOHN G MCMILLAN	HENNEPIN CO OFFICES	300 SIXTH ST S-RM A2208	MPLS	MN	55487	RULES
PHILIP G MEININGER	MPLS CITY COORDINATORS OFFICE	350 FIFTH ST S-RM 210	MPLS	MN	55415	RULES
THOMAS MELENA	MANKATO COMM DEVEL OFFICE	202 JACKSON ST E	MANKATO	MN	56001	RULES
HERBERT W MEYER	BLOOMINGTON CITY MGRS OFFICE	2215 OLD SHAKOPEE RD W	BLOOMINGTON	MN	55431	RULES
CARL MICHAND	METRO COUNCIL	121 SEVENTH ST E-RM 300	ST PAUL	MN	55101	RULES
ROGER C MILLER	LEVANDER GILLEN MILLER & MAGNUSON	633 CONCORD ST-RM 402-BOX 298	S ST PAUL	MN	55075	RULES
RUSTY MITCHELL	INVER HILLS COMM COLLEGE	8445 COLLEGE TR	INVER GROVE HTS	MN	55075	RULES
THOMAS O MOORE	OLMSTED CO PLANNING DEPT	1421 THIRD AVE SE	ROCHESTER	MN	55901	RULES
RANDY MORRIS	MINN RETAIL MERCHANTS ASSN	121 SEVENTH ST E-STE 180	ST PAUL	MN	55101	RULES
FRANK A MUCKENHIRN	ST PAUL T V I	235 MARSHALL ST	ST PAUL	MN	55102	RULES
JOHN MUSICK	MINN COACT	2395 UNIVERSITY AVE W	ST PAUL	MN	55114	RULES
ADE MUSSELL	COOPERATIVE POWER ASSN	14615 LONE OAK RD	EDEN PRAIRIE	MN	55344	RULES
JAY D MYSTER	OTTERTAIL POWER CO	215 CASCADE ST S	FERGUS FALLS	MN	56537	RULES
DOUGLAS NELSON	DULUTH CITY OF	CITY HALL-RM 409	DULUTH	MN	55802	RULES
LUTHER D NELSON	HENNEPIN CO ENVIRON & ENERGY OFFICE	HENNEPIN CO GOVERNMENT CTR	MPLS	MN	55487	RULES
VIET NGO	E W A INC	12800 INDUS PK BLVD	PLYMOUTH	MN	55441	RULES
JAMES L OBERSTAR		RAYBURN OFFICE BLDG-RM 2351	WASHINGTON	DC	20515	MCD
RAYMOND E OCONNELL	MINN COMMERCE & INDUSTRY ASSN OF	480 CEDAR ST-RM 300	ST PAUL	MN	55109	RULES
DENNIS ODONNELL	WASHINGTON CO PLANNING DEPT	14900 61ST ST N	STILLWATER	MN	55082	RULES
JON G OHMAN		1732 LONDON RD	DULUTH	MN	55812	RULES
ARTHUR W OLOFSON	MPLS BLDG OWNERS & MGRS ASSN	105 FIFTH ST S-RM 927	MPLS	MN	55402	RULES
DR DALE OLSEN	U OF M-DULUTH POLITICAL SCIENCE DEP	HOME EC BLDG-RM 242	DULUTH	MN	55812	RULES
RICHARD A OLSEN	SOUTH ST PAUL CHAMBER OF COMMERCE	LIVESTOCK EXCH BLDG-RM 217	S ST PAUL	MN	55075	RULES
GEOFF OLSON		1380 FROST AVE	MAPLEWOOD	MN	55109	RULES

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Department Wide Mailing List

Name	Company	Address	City	St	Zip	Code
ROGER OLSON	U S HOUSING & URBAN DEVEL	220 SECOND ST S	MPLS	MN	55401	RULES
ROLAND E OLSON		5416 70TH ST W-RM 2	EDINA	MN	55435	RULES
JEAN ORSELLO	MINN BOARD OF AGING	121 SEVENTH ST E-RM 204	ST PAUL	MN	55101	RULES
MICHAEL OSMUNDSON		240 GEORGIA AVE W	MPLS	MN	55427	RULES
JOHN OSTREM	HEADWATERS REGIONAL DEVEL COMM	722 15TH ST NW-BOX 906	BEMIDJI	MN	56601	RULES
TIMOTHY PENNY		CANNON OFFICE BLDG-RM 501	WASHINGTON	DC	20515	MCD
RICHARD G PEPIN JR	DAYTON HERMAN GRAHAM & GETTS	10 FIFTH ST S-STE 930	MPLS	MN	55402	RULES
STEVEN L PERKINS	REGION EIGHT REG DEVEL COMM	214 SECOND ST NW	PIPESTONE	MN	56164	RULES
DALE S PETERSON	EAGAN BLDG INSPEC DEPT	3795 PILOT KNOB RD-BOX 21 199	EAGAN	MN	55121	RULES
VERNON PETERSON	METRO MUNICIPAL ASSN	183 UNIVERSITY AVE E	ST PAUL	MN	55101	RULES
SHELBY PETTRY	NATIONAL HOMES MFG CO	BOX 7680	LAFAYETTE	IN	47903	RULES
ROBERT PFEFFERLE	BONNESTRO & ASSOCIATES	2335 HWY 36 W	ST PAUL	MN	55113	RULES
WILLIAM L PHILLIPS	PHILLIPS LEGISLATIVE SERVICE INC	459 RICE ST	ST PAUL	MN	55103	RULES
DWIGHT W PICHA	WOODBURY CITY OF	2100 RADIO DR	WOODBURY	MN	55125	RULES
JOSEPH T PIETRUS	EXPERIENCE INC	527 MARQUETTE AVE-RM 1930	MPLS	MN	55402	RULES
JOHN POWERS	ARROWHEAD REG DEVEL COMM	721 16TH AVE NE	DULUTH	MN	55812	RULES
JOHN QUINLIVAN	THIEF RIVER FALLS CITY OF	CITY HALL-BOX 528	THIEF RIVER FLS	MN	56701	RULES
REYNOLD S RAHKO	UNITED POWER ASSN	HWY 10 E	ELK RIVER	MN	55330	RULES
DAVID A RAIMO	DULUTH CHAMBER OF COMMERCE	325 HARBOR DR	DULUTH	MN	55802	RULES
CRAIG R RAPP	CIRCLE PINES UTILITIES	9201 LEXINGTON AVE N	CIRCLE PINES	MN	55014	RULES
LARRY A READ	ZENK ENGINEERING	BOX 689	ALBERT LEA	MN	56007	RULES
HELEN J REARDON	WEST CENTRAL COMM SERV CTR INC	1125 SIXTH ST SE-BOX 787	WILLMAR	MN	56201	RULES
JAMES A ROBERTS	MINN POWER CO	30 SUPERIOR ST W	DULUTH	MN	55802	RULES
MARILYNNE K ROBERTS	HAMLINE UNIV SCHOOL OF LAW	1536 HEWITT AVE	ST PAUL	MN	55104	RULES
JIM ROBINSON	FRIDLEY CITY OF	6431 UNIVERSITY AVE NE	FRIDLEY	MN	55432	RULES
ABE ROSENTHAL	MINN TRANSPORT SERV ASSN	1821 UNIVERSITY AVE-RM 310N	ST PAUL	MN	55104	RULES
ALFRED J ROSS		6356 WARE RD	LINO LAKES	MN	55014	RULES
BRUCE T ROWE	DULUTH COMM HEALTH SERV	325 LAKE AVE S-STE 604	DULUTH	MN	55802	RULES
SAM RUHLE	MPLS ADMIN HEARING OFFICE	310 FOURTH AVE-RM 400	MPLS	MN	55415	RULES
JOHN RUTFORD	METRO COUNCIL	121 SEVENTH ST E	ST PAUL	MN	55101	RULES
HELMER A RUTH	HERMANTOWN CITY OF	3161 MAPLE GROVE RD	HERMANTOWN	MN	55811	RULES
MARTIN O SABO		CANNON OFFICE BLDG-RM 436	WASHINGTON	DC	20515	MCD
BETSY L SAHAGUN	STATE SERV GROUP	1015 15TH ST NW	WASHINGTON	DC	20005	RULES
CRAIG SALLSTROM	MINN PLANT FOOD & CHEM ASSN	1821 UNIVERSITY AVE-RM 253	ST PAUL	MN	55104	RULES
JACK D SALO	SALO INC	15 FIRST ST E	DULUTH	MN	55802	RULES
GORDON I SATHER	ROCHESTER BLDG & SAFETY DEPT	1605 CASCADE ST NW	ROCHESTER	MN	55901	RULES
BARRY C SCHADE	MINN POLLUTION CONTROL AGENCY	1935 CO RD B2 W	ROSEVILLE	MN	55113	RULES
PAT SCHARMER	NORTHWEST REG DEVEL COMM	425 WOODLAND AVE	CROOKSTON	MN	56716	RULES
WILLIAM SCHLENVOGT	CLOQUET CITY OF	508 CLOQUET AVE	CLOQUET	MN	55720	RULES
OTTO SCHMID	UPPER MINN VALLEY REG DEVEL COMM	323 SCHLIEMAN AVE W	APPLETON	MN	56208	RULES
MICHAEL A SCHOENECKER	CONSULTING ENGINEERS DIVERSIFIED	7200 HEMLOCK LANE-STE 200	MAPLE GROVE	MN	55369	RULES
MARK G SEXTON	TRI COUNTY COMM ACTION PROG	404 SECOND AVE NE	LITTLE FALLS	MN	56345	RULES
JAMES C SHIPMAN	MINN COUNTIES ASSN OF	555 PARK ST-STE 300	ST PAUL	MN	55103	RULES
EDWARD J SHUKLE JR	BENSON CITY OF	1411 PACIFIC AVE	BENSON	MN	56215	RULES
GERRY SIKORSKI		CANNON OFFICE BLDG-RM 414	WASHINGTON	DC	20515	MCD
WALTER C SJOLUND	BRAINERD LIGHT & WATER DEPT	501 LAUREL ST-BOX 373	BRAINERD	MN	56401	RULES
MARK SKUBIC	MINN DEPT OF HEALTH-COMM DEVEL OFF	717 DELAWARE ST SE	MPLS	MN	55440	RULES
JAMES E SLATER JR	BECHTEL POWER COMPANY	15740 SHADY GROVE RD	GAITHERSBURG	MD	20877	RULES
EDWARD E SLETTOM	MINN COOPERATIVES ASSN OF	480 CEDAR ST-RM 380	ST PAUL	MN	55101	RULES
JAMES A SMITH	DONOVAN COMPANIES INC	1080 MONTREAL AVE	ST PAUL	MN	55116	RULES
JAMES L SMITH	U S DEPT OF INTERIOR-FISH &WILDLIFE	400 SIBLEY ST-STE 50	ST PAUL	MN	55101	RULES

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Department Wide Mailing List

Name	Company	Address	City	St	Zip	Code
ROBERT W SNYDER	U OF M	1994 BUFORD AVE-RM 248C	ST PAUL	MN	55108	RULES
HAROLD J SODERBERG	HESSIAN MCKASY & SODERBERG	IDS CTR-STE 4700	MPLS	MN	55402	RULES
JAMES SOLEM	MINN HOUSING FINANCE AGENCY	400 SIBLEY ST-STE 300	ST PAUL	MN	55101	RULES
ARLAN STANGELAND		LONGWORTH OFFICE BLDG-RM 1526	WASHINGTON	DC	20515	MCD
MARY E STANTON	MINN STATE UNIV SYSTEM	555 PARK ST-STE 230	ST PAUL	MN	55105	RULES
JEFFREY J STRAND	LEFEUERE LAW FIRM	120 SIXTH ST S-RM 2000	MPLS	MN	55402	RULES
JACK C STROBEL	JENOS INC	100 LIVE OAK GARDENS-BOX 200	CASSELBERRY	FL	32707	RULES
TODD M STUTZ	COLUMBIA HTS HOUSING & REDEVEL AUTH	590 40TH AVE	COLUMBIA HTS	MN	55421	RULES
MARLENE SWANSON	MINN DEPT OF TRANS-DRIVER&SERV	JOHN IRELAND BLVD-RM 161	ST PAUL	MN	55155	RULES
JAMES TADDEL	ALEXANDRIA CITY OF	114 SEVENTH AVE W-BOX 369	ALEXANDRIA	MN	56308	RULES
JOSEPH TAKATS	COMMONWEALTH ASSOC	209 WASHINGTON AVE E	JACKSON	MI	49201	RULES
WILLIAM T TAYLOR	GENERAL MILLS INC	BOX 1113	MPLS	MN	55440	RULES
WILLIAM THIBAULT	ST LOUIS PARK CITY OF	5005 MINNETONKA BLVD	ST LOUIS PK	MN	55416	RULES
CINDI JO TRAHMS	JANESVILLE CITY OF	219 MAIN ST N	JANESVILLE	MN	56048	RULES
GREGORY F TROSKA		804 11TH ST E	GLENCOE	MN	55336	RULES
P JEROME TURNQUIST	CARLTON COUNTY OFFICES	COURTHOUSE-BOX 316	CLOQUET	MN	55720	RULES
DAVID J UNMACHT		420 MAIN ST E	BELLE PLAINE	MN	56011	RULES
JAN VANDERWALL	IND SCHOOL DIST 623	1251 CO RD B2 W	ROSEVILLE	MN	55113	RULES
BRUCE F VENTO		RAYBURN OFFICE BLDG-RM 2433	WASHINGTON	DC	20515	MCD
W C VIITALA	HONEYWELL INC	HONEYWELL PLAZA-BOX 524	MPLS	MN	55440	RULES
THERESA VIRKUS		1031 SIXTH ST E	DULUTH	MN	55805	RULES
GEORGE VITALIS	VITALIS THOMAS & CO	344 BENCH ST	TAYLORS FLS	MN	55084	RULES
CRAIG WALDRON	REGION NINE REG DEVEL COMM	410 FIFTH ST S-BOX 3367	MANKATO	MN	56001	RULES
ROBERT WEBBER	KLEINSCHMIDT & WEBBER INC	4240 FIFTH ST	WINONA	MN	55987	RULES
VIN WEBER		CANNON OFFICE BLDG-RM 318	WASHINGTON	DC	20515	MCD
WILLIAM WEBER	BENNET RINGROSE WOLSFELD INC	700 THIRD ST	MPLS	MN	55415	RULES
CLYDE A WEIVODA	ALBANY CITY OF		ALBANY	MN	56307	RULES
G V WELK	NORTHERN STATES POWER	414 NICOLLET MALL	MPLS	MN	55401	RULES
LLOYD WELTY	ROCHESTER CHAMBER OF COMMERCE	220 BROADWAY S	ROCHESTER	MN	55904	RULES
PAT WESTHOFF	MINN TAXPAYERS ASSOC	480 CEDAR ST-STE 175	ST PAUL	MN	55101	RULES
STANLEY WIEBER	FERGUS FALLS CHAMBER OF COMMERCE	202 COURT ST S-BOX 724	FERGUS FALLS	MN	56537	RULES
KEITH H WIETECKI	NORTHERN STATES POWER CO	414 NICOLLET MALL	MPLS	MN	55403	RULES
DENNIS L WILDE	WILLMAR AVTI	BOX 1097	WILLMAR	MN	56201	RULES
DAVID G WINTER	HENNEPIN CO PUBLIC WORKS	320 WASHINGTON AVE S	HOPKINS	MN	55343	RULES
ROBERT WISCHMANN	LAKEWOOD COMM COLLEGE	3401 CENTURY AVE N	WHITE BEAR LK	MN	55110	RULES

Subp. 3. **Other water quality permit fees.** The following application fees shall be paid by a permittee that has applied for or received a general, sewer extension, or liquid storage permit.

A. General, $50;

B. Sewer extension, ~~$80~~ $140; and

C. Liquid storage, ~~$250~~ $440.

Department of Public Service

Proposed Emergency Amendments to Rules Relating to Energy Conservation Investment Loans

Notice of Proposed Adoption of Emergency Rule Amendments

Notice is hereby given that the State Department of Public Service intends to adopt the above entitled emergency rule amendments. The statutory authority to adopt the emergency rule is contained in *Minnesota Statutes*, section 116J.37, subdivision 7 as amended by *Laws of Minnesota 1987*, chapter 289 and chapter 386. The department, in adopting the rule, is following the procedures set forth in the Administrative Procedures Act for adopting emergency rules in *Minnesota Statutes*, sections 14.29 to 14.36.

All persons have 25 days after publication to submit data and views on the proposed emergency rule amendments or any part or subpart of the rule in writing. Comments are encouraged. Any comments must be submitted to:

Jeremy M. de Fiebre
Energy Division
Department of Public Service
900 American Center Building
150 East Kellogg Boulevard
St. Paul, MN 55101
Telephone: (612) 297-1221

A copy of the proposed rule follows this notice.

A free copy of the proposed emergency rule is available by contacting Mr. de Fiebre at the address given above.

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

Upon adoption of the emergency rule by the department, the emergency rule as adopted and its supporting documents will be delivered to the Attorney General for review as to legality and form to the extent from 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. de Fiebre at the address given above.

The emergency rule will take effect five working days after approval by the Attorney General and be effective for 180 days. The emergency rule will continue in effect for an additional 180 days if the department gives notice of continuation in accordance with Minnesota Statutes, section 14.35.

Dated: 2 July 1987

Tony Perpich, Director
Department of Public Service

Emergency Amendments as Proposed

~~SCHOOL~~ MUNICIPAL ENERGY CONSERVATION INVESTMENT LOANS

8300.2500 PURPOSE.

The purpose of parts 8300.2501 to 8300.2509 is to establish procedures for application by ~~public school districts~~ municipalities for energy conservation investment loans, criteria for state agency review of loan applications, and procedures and guidelines for monitoring, evaluation, and closure of loan accounts under the ~~school~~ municipal energy conservation investment loan program.

8300.2501 DEFINITIONS.

Subpart 1. [Unchanged.]

Subp. 2. and 3. [See Repealer.]

Subp. 4. **Building.** "Building" means an existing building owned and operated by a ~~public school district~~ municipality as defined in this part.

Subp. 4a. **Commissioner.** "Commissioner" means the commissioner of the Department of Public Service.

Subp. 5. **Conservation measure.** "Conservation measure" means an energy conservation measure that is an installation or modification of an installation to a building or stationary energy using system, and that is primarily intended to reduce energy consumption or allow the use of an alternative energy source including solar, wind, peat, wood, and agriculture residue.

Subp. 6. **Maxi-audit.** "Maxi-audit" ~~means a detailed engineering analysis of energy saving building improvements, including modifications to building structure; heating, ventilating, and air conditioning systems; operation practices; lighting; and other factors that relate to energy use. The purpose of a maxi-audit is to quantify the economic and engineering feasibility of energy saving improvements or major operational modifications~~ has the meaning given it in Minnesota Statutes, section 116J.37, subdivision 1, paragraph (b).

Subp. 6a. **Municipality.** "Municipality" has the meaning given it in Minnesota Statutes, section 116J.37, subdivision 1, paragraph (d).

Subp. 7. [Unchanged.]

Subp. 8. **Project.** "Project" means all proposed work in an application for a loan to a ~~school district~~ municipality.

8300.2502 ~~SCHOOL~~ MUNICIPAL ENERGY LOAN ELIGIBILITY CRITERIA.

Subpart 1. **In general.** The ~~authority~~ commissioner shall approve ~~school~~ energy loans to ~~applicants~~ municipalities to cover the costs of capital expenditures that are conservation measures that have paybacks of ten years or less as specified in a maxi-audit in compliance with Minnesota Statutes, section 116J.37 and parts 8300.2502 to 8300.2505.

Loans are available to ~~applicants~~ municipalities that have not previously received or been offered loan funds under this program, for new projects in ~~school districts~~ municipalities that previously received or were offered loan funds under this program, and as amendments to loans for projects in progress that are experiencing cost overruns or for previously unidentified but related work necessary to successful implementation of a previously approved project if the payback remains at ten years or less. With the exception of amendments as described above, the ~~authority~~ commissioner shall not approve more than one loan for the same conservation measure in the same building or stationary energy using system.

Subp. 2. **Prior approval required.** Except for a loan amendment to cover cost overruns or costs associated with previously unidentified but related work necessary to the successful implementation of a previously approved and funded project, projects that have been contracted for or begun before the ~~authority~~ commissioner notifies the ~~school district~~ municipality that the loan application is approved are not eligible. This prior approval requirement applies to the ~~design,~~ acquisition~~,~~ and installation costs as identified in the maxi-audit.

Subp. 3. [Unchanged.]

8300.2503 MAXIMUM LOAN AMOUNT.

To assure equitable statewide distribution of loan funds, given that loans will be issued on a first-come-first-served basis, the ~~authority~~ commissioner shall establish ~~three equal allocations of the $30 million appropriated to this program to be divided among small, medium, and large school districts~~ maximum loan amounts for each type of municipality.

A. ~~Small~~ School districts ~~are defined as having less~~ with fewer than 900 students and four classroom buildings or less~~.~~ ~~Small districts~~ are eligible for up to $250,000 per district. ~~Large~~ School districts ~~are defined as having~~ with greater than 5,000 students or more than ten classroom buildings~~.~~ ~~Large districts~~ are eligible for up to $1,000,000 per district. All other districts ~~are defined as medium school districts and~~ are eligible for up to $500,000 per district. Cooperative vocational centers and any other eligible educational facilities that are not included in school districts are limited to $250,000. ~~If less than 33 percent of any of the three allocations is used within six months from the effective date of parts 8300.2500 to 8300.2509, the authority may redistribute that fund equally among the three allocations.~~

B. Cities of the first class, as defined in Minnesota Statutes, section 410.01, are eligible for up to $1,000,000 per city.

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.

Cities of the second class, as defined in Minnesota Statutes, section 410.01, are eligible for up to $500,000 per city. All other cities are eligible for up to $250,000 per city.

C. Counties containing a city of the first class, as defined in Minnesota Statutes, section 410.01, are eligible for up to $1,000,000 per county. All other counties are eligible for up to $500,000 per county.

D. Towns are eligible for up to $100,000 per town.

8300.2504 ~~SCHOOL~~ MUNICIPAL ENERGY LOAN APPLICATION CONTENTS AND PROCEDURES.

Subpart 1. **In general.** ~~An applicant~~ A municipality shall submit an application to the ~~authority~~ commissioner on a form provided by the ~~authority~~ commissioner. An application must be completed, dated, and signed in ink by a duly authorized official of the applicant and must include the authorized official's title.

Subp. 2. **Contents.** The application must contain: the municipality name or school district or vocational center number; complete mailing address of the ~~school district~~ applicant including the county; contact person's name, title, and telephone number; federal employer identification number; list of buildings and stationary energy using systems included in the request and the dollar amount requested per building or system; name and address of each building or system, including the county; the total floor area in square feet for each building; original construction date for each system, building, and building additions; the state legislative district; and a summary description of each conservation measure, its maxi-audit item number, its estimated cost, the loan amount requested, its estimated annual energy cost savings, its estimated annual fuel and electric savings, its estimated payback, and the estimated dates the conservation measure will be started and completed; and a certification to assure proper and efficient operation of the building or system once the project is completed. An application for an amendment for cost overruns must also contain a copy of the bid selected.

An application must also contain an irrevocable resolution of the ~~school board~~ governing body of the municipality to annually levy or otherwise collect sufficient funds to guarantee loan repayment and a maxi-audit for each building or system involved in the project. One copy of the application is required.

8300.2505 ~~SCHOOL~~ MUNICIPAL ENERGY LOAN APPLICATION REVIEW.

Subpart 1. **Administrative review.** The ~~authority~~ commissioner shall examine the loan application to verify that the applicant is eligible, that the required forms and reports are included and are correctly completed, that an irrevocable resolution of the ~~school board on school district or school board letterhead~~ governing body of the municipality is included, and that the estimated start and end dates of the conservation measures included in the project are reasonable.

Subp. 2. **Technical review.** A technical review must be based on the maxi-audit submitted for each building on stationary energy using system included in a loan application. The applicant shall submit the maxi-audit with the loan application on forms provided by the ~~authority~~ commissioner. The minimum requirements for a maxi-audit are given at Code of Federal Regulations, title 10, section 455.42 (May 21, 1981). A maxi-audit must be performed by or under the direction of and signed by a professional mechanical or electrical engineer or ~~by~~ an architect registered in Minnesota.

Conservation measures with paybacks of ten years or less that are identified and described in maxi-audits are eligible. Loans may not be awarded to buildings or systems with a remaining useful life less than or equal to the payback of the conservation measures proposed. Loans may not be awarded for a conservation measure if the payback of the conservation measure proposed is greater than or equal to the useful life of the measure.

The ~~authority~~ commissioner shall examine a maxi-audit that accompanies a loan application to verify that conservation measures requested are analyzed with adequate details of the existing conditions and proposed changes using appropriate calculation procedures, and that the proposed measures are eligible.

Subp. 3. **Review results.** The ~~authority~~ commissioner shall accept, reject, or modify a loan application request as necessary based on this review. The ~~authority~~ commissioner shall give to an applicant whose application is rejected a ~~written~~ notice of problems encountered in the review process and options available to correct them for resubmission of the application. If only certain of the conservation measures included in the project are rejected or modified, the applicant may decide to accept a loan for the approved portions or resubmit the project proposal at a later date after making the necessary changes.

8300.2506 LOAN APPROVAL.

Subpart 1. **Authority** Commissioner's approval; priority. The ~~authority~~ commissioner shall approve loans that comply with parts 8300.2502 to 8300.2505, on a first-come-first-served basis based on the order in which eligible and complete loan applications are received by the ~~authority~~ commissioner. If eligible and complete loan applications received at the same time cannot all be funded due to lack of available funds, the ~~authority~~ commissioner shall first approve loans to school districts. If funds are not available for all eligible applications from school districts, the commissioner shall approve loans so that each affected ~~application~~ district receives an equal percentage of the eligible loan amount request. If the available funds are adequate to fully fund all eligible applications from school districts, but not all other eligible applications, the commissioner shall approve loans to school districts for the full

eligible loan amount request, and approve loans to other eligible municipalities such that each affected applicant receives an equal percentage of the eligible loan amount request.

Subp. 2. **Execution of loan contract and disbursement of funds.** Upon approval of a ~~school~~ municipal energy loan, the ~~authority~~ commissioner shall send a loan contract to the applicant. The ~~authority~~ commissioner shall attach to a loan contract a loan repayment schedule based on the approved loan application according to Minnesota Statutes, section 116J.37, subdivision 4, paragraph (b). The applicant shall have a duly authorized official execute and return the loan contract to the ~~authority~~ commissioner for execution of the loan contract by state officials and for disbursement of the loan funds. Loan funds must be issued upon execution of and according to the terms of the loan contract.

8300.2507 REPORTS AND MONITORING FOR SCHOOL MUNICIPAL ENERGY LOAN PROGRAM.

Subpart 1. **In general.** A ~~school district~~ municipality that receives a loan from the ~~authority~~ commissioner shall submit the reports listed in subparts 2 to 5.

Subp. 2. **Annual project status report.** The ~~school district~~ municipality shall submit to the ~~authority~~ commissioner on forms provided by the ~~authority~~ commissioner an annual project status report covering the period July 1 ~~through~~ to June 30. This report is due each July 31 until the project is completed. The project status report must indicate the progress of the implementation of the measures funded, problems encountered, the effect of the problems on the project, and the corrective action taken. If at any time the ~~school district~~ municipality fails to substantially comply with the start and end dates given in the loan application as approved, and if the ~~school district~~ municipality cannot reasonably justify to the ~~authority~~ commissioner its lack of progress, the entire loan amount may become due and payable at the discretion of the ~~authority~~ commissioner.

Subp. 3. **Quarterly financial report.** The ~~school district~~ municipality shall submit to the ~~authority~~ commissioner, on forms provided by the ~~authority~~ commissioner, a quarterly financial status report that indicates expenditures of loan funds through the last date of each quarter. This report is due within 30 days of the end of each calendar quarter until the project is completed.

Subp. 4. **Final report.** Within 60 days of the completion of the project, the ~~school district~~ municipality shall submit to the ~~authority commissioner~~, on forms provided by the ~~authority~~ commissioner, a final project status report and a financial status report that gives actual expenditures of the measures implemented.

Subp. 5. **Annual energy report.** The ~~school district~~ municipality shall submit to the ~~authority~~ commissioner, on forms provided by the ~~authority~~ commissioner, an annual energy use and energy expenditure report by fuel type due each October 31 for the duration of the loan contract period, or for a minimum of three years after project completion if the loan is paid in less than three years, unless the ~~authority~~ commissioner cancels this requirement ~~prior to~~ before the end of the loan contract period.

8300.2508 ~~SCHOOL~~ MUNICIPAL ENERGY LOAN PROGRAM EVALUATION.

The ~~authority~~ commissioner shall evalaute the program's effectiveness in reducing the energy costs of participating ~~school districts 18 months after the effective date of these permanent rules and annually thereafter until all loan funds are issued~~ municipalities. The ~~school district~~ municipalities shall provide the ~~authority~~ commissioner with information that is reasonably needed to conduct an evaluation of the loan program, which shall include but not be limited to the reports required in part 8300.2507.

8300.2509 CLOSURE OF ~~SCHOOL~~ MUNICIPAL ENERGY LOAN ACCOUNT.

If the ~~authority~~ commissioner determines that the project that was approved for loan funds has been implemented, ~~it~~ the commissioner shall authorize closure of the loan account upon full repayment.

EFFECT OF EMERGENCY AMENDMENTS. After the emergency amendments to parts 8300.2500 to 8300.2509 expire, the permanent rules as they read prior to these amendments shall again be in effect.

REPEALER. Minnesota Rules, part 8300.2501, subparts 2 and 3 are repealed.

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

STATE OF MINNESOTA

DEPARTMENT OF PUBLIC SERVICE

In the Matter of the Proposed Adoption of the Rule Amendments of the State Department of Public Service Governing Energy Conservation Investment Loans

FINDINGS OF FACT, CONCLUSIONS, AND ORDER ADOPTING EMERGENCY RULE AMENDMENTS

Notice of the Commissioner's intent to adopt the above-entitled emergency rule amendments was published in the State Register on July 20, 1987 and was sent by United States mail to all persons on the list maintained by the Department of Energy and Economic Development* pursuant to Minnesota Statutes, section 14.30 on July 20, 1987.

All persons were given the opportunity to submit written comment on the rule amendments for at least 25 days after notice of proposed rulemaking.

The agency received a comment from the Minnesota Pollution Control Agency (MPCA), suggesting that we incorporate a provision to delay disbursement of loan funds until a loan recipient has obtained permits, when required, from MPCA's Air Quality Division. The agency believes that this requirement presumes noncompliance by the borrower, and that the presumption is not supported by the commentor. The agency also believes that delayed payment could impose a cash flow burden on the borrower. Loans are usually disbursed before a project has been designed, and include funds to pay for design. However, project design must be completed in order to apply for a permit or, in some cases, to determine that a permit is not required. If payment were to be delayed until then, the borrower could be forced to use other funds to pay design costs. The agency believes that this would place a burden on cash-poor municipalities that could be a disincentive to program participation. Therefore, lacking a compelling reason to impose such a burden, the agency rejects the proposed amendment.

One other written response was received by the agency. However, it was a request for information and not a comment on the substance of the rule. No requests for notice of submission to the attorney general were received by the agency.

NOW, THEREFORE, IT IS ORDERED that the rule identified as 8300.2500 to 8300.2509 is adopted this twenty-first day of August, 1987, pursuant to the authority vested in me by Minnesota Statutes, section 116J.37, subdivision 7 as amended by Laws of Minnesota, Chapter 289 and Chapter 386.

Tony Perpich, Commissioner
of Public Service

*The Energy Division of the Department of Energy and Economic Development was transferred to the Department of Public Service by Executive Order on December 29, 1986. Because the Department of Public Service did not have a mailing list for rulemaking purposes at the time of mailing of the notice of intent, the Energy and Economic Development list was used.

DECLARATION OF COUNSEL

In the Matter of
the Adoption of the
Rule Amendments of the
State Department of
Public Service Governing
Energy Conservation
Investment Loans

I, CRAIG R. ANDERSON, Special Assistant Attorney General, do hereby declare that I have examined the above-captioned rule, and the supporting rulemaking record, and that, based on my examination, the Administrative Procedure Act and Minnesota Rules, chapter 2010, have been followed. Any exceptions are listed below. For Attorney General billing purposes, the four-digit docket client code is 0730.

Dated: August 27, 1987.

Craig R. Anderson

CRAIG R. ANDERSON
Special Assistant
Attorney General

SF-00006-05 (4/86)

STATE OF MINNESOTA

Office Memorandum

DEPARTMENT : ATTORNEY GENERAL

DATE : August 27, 1987

TO : RITA DESMOND
Legal Assistant

FROM : CRAIG R. ANDERSON
Special Assistant
Attorney General

PHONE : 296-3701

SUBJECT : Emergency Rules of Department of Public Service Relating to Energy Conservation Investment Loans

The Department is submitting these rules to the Attorney General for approval as to legality and legally-related form. They have asked me to transmit the enclosed materials to you for this purpose. These materials include: (1) Notice of Intent to Adopt Rules; (2) Rules as proposed; (3) affidavit of mailing; (4) notice published in State Register; (5) rules as adopted (4 copies); (6) findings, conclusions and order adopting rules; (7) public comments received by the agency; and (8) declaration of counsel.

If you have any questions about this matter or need further information in order to complete your review, please let me know.

CRA:pje
Enclosures
cc: Jeremy de Fiebre

RECEIVED
ATTORNEY GENERAL'S OFFICE

AUG 27 1987

204 ADMINISTRATION BLDG.
50 SHERBURNE AVENUE
ST. PAUL, MN 55155

Comments

One request for a hearing

Notice of Intent OK

Rule: See proposed - OK

Authority

116J.37 subd 7 as Amended by Laws of Minn, 1987 ch. 289 & ch 386.