

Minnesota Attorney General: Administrative Rules Proceedings

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Version 3
August 20, 2018

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RULE REVIEW CHECKLIST

File No. 1752
DATE RECEIVED 10-24-90
REVIEW DATE 11-2-90
DUE DATE 11-7-90
(DIS)APPROVED 11-7-90
WITHDRAWN _____

Docket No. 05-009-1478
ADOPTED W/O HEARING _____
EMERGENCY RULE _____
TO REVISOR ON 10-25-90
REVISOR (DIS)APPROVED _____
FILED W/SEC. OF STATE _____
RETURNED TO AGENCY _____

✓ Rule as adopted (4 copies)

✓ Notice to Solicit Outside Information/Opinion (if applicable)
Feb 20, 1990 Date published in State Register
_____ Comments

_____ Petition for Adoption of a Rule

✓ Board's Authorizing Resolution
November 9, 1989 Date adopted

✓ Proposed Rule
✓ Revisor's Certificate

✓ Notice of Intent to Adopt Rule
~~Feb 20, 1990~~ Statutory Authority 148.08 and 3
NA Small Business Statement
NA Expenditure of public money statement
April 16, 1990 Signature

✓ Statement of Need and Reasonableness (if applicable)
NA Small Business Statement
NA Fees - § 16A.128

_____ Affidavit of Mailing Notice of Intent to Adopt Rule
April 16, 1990 Dated 30/25 days before adoption
_____ Notice attached indicates it is attached
_____ Copy of rule or summary attached

✓ Publication in State Register
~~Feb 20, 1990~~ Date 30/25 days before adoption
April 30, 1990

✓ 180-day deadline from:
✓ Effective ~~date of law requiring~~ rule (14.12) (both rules) amendments don't apply
✓ ~~end of comment period (§ 14.26)~~ (rules without hearing)
_____ effective date of statutory authority (§ 14.29) (emergency rules)

✓ Resolution Adopting
Oct 11, 1990 Date adopted

✓ Findings of Fact, Conclusions & Order Adopting
Oct 11, 1990 Date

_____ ~~Written Requests, Submissions~~ or Comments

✓ Declaration of Attorney
~~Robert Holly~~ Name of SAAG representing agency

_____ Notice of Submission to Attorney General (if applicable)

_____ ~~Affidavit of Mailing Notice to~~ Attorney General (if ~~applicable~~)

DEPARTMENT: Office of the Attorney General

STATE OF MINNESOTA

OFFICE MEMORANDUM

DATE: November 8, 1990

TO: JOEL B. WULFF, D.C.
Executive Director
Board of Chiropractic

FROM: CHARLENE HATCHER CH/bymjc
Special Assistant Attorney General
525 Park Street, Suite 500 (55103)

PHONE: 296-9422

SUBJECT: In the Matter of the Adopted Rule Relating to the Practice of Chiropractic

The above-referenced rule has been approved as to its legality by the Attorney General on November 6, 1990.

Enclosed is your 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, submissions or comments along with any extra copies of documents which you submitted to the Attorney General.

Your next step is to arrange for publication of the Notice of Adoption in the State Register. In a day or two, you should receive from the Revisor's Office three copies of tne notice of adoption of your rule. You should submit two copies of the Notice of Adoption to the State Register for publication. A permanent rule without a hearing does not become effective until five days after a notice of adoption is published 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.

CH:sc
Enclosures
cc: William Brown, Chief Judge
MaryAnn Hruby
Robert Holley

State Board of Chiropractic Examiners

Adopted Permanent Rules Relating to the Practice of Chiropractic

Rules as Adopted

2500.0100 DEFINITIONS.

Subpart 1. **Scope.** For the purpose of this chapter, the terms defined in this part have the meanings given them.

Subp. 2. **Board.** "Board" means the Minnesota Board of Chiropractic Examiners.

Subp. 3. **Certification of good standing.** [Withdrawn at .. SR ....]

Subp. 4. **Inactive license.** [Withdrawn at .. SR ....]

2500.1400 OTHER PROGRAMS SUBJECT TO APPROVAL.

Other continuing education programs may be approved by the board upon a written request therefor submitted by the program sponsor to the board executive secretary. All such requests shall be received not less than 45 days prior to the program presentation date and shall contain the following information:

[For text of items A to H, see M.R.]

2500.2020 APPLICATION PROCESS. [Withdrawn at .. SR ....]

2500.2030 ANNUAL RENEWAL. [Withdrawn at .. SR ....]

2500.2040 REINSTATEMENT PROCESS. [Withdrawn at .. SR ....]

Approved by Revisor

APPROVED AS TO LEGALITY

November 7, 1990

HUBERT H. HUMPHREY, III
ATTORNEY GENERAL

BY Charlene H. Hatcher
SPECIAL ASSISTANT ATTORNEY GENERAL

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED

NOV 9 1990

Joan Anderson Growe
Secretary of State

10:17AM
nk

Stat Authority 148.08 subd 3
The board of chiropractic examiners shall promulgate rules necessary to administer sections 148.01 to 148.105 to protect health, safety and welfare of the public, including rules governing the practice of chiropractic and defining any terms, whether or not used in sections 148.01 to 148.105

2500.2030 - there is a 2500.1200 refers to continuing education

Part of the rules were withdrawn on August 30, 1990 - see proposed rule for withdrawn

Minnesota Board of Chiropractic Examiners

2700 University Avenue West, Suite 20, St. Paul, Minnesota 55114-1089 Telephone: (612) 642-0591

rec'd 10/24

October 19, 1990

Patricia Nolte
Special Assistant Attorney General
Public Finance Division
525 Park Street, 5th Floor
St. Paul, MN 55103

Dear Ms. Nolte:

The Minnesota Board of Chiropractic Examiners is submitting the enclosed materials relating to the amendment of Continuing Education Seminar Approval. Enclosed for your review and approval are the following documents:

1. Notice of Solicitation of Outside Information or Opinions
2. Authorizing Resolution
3. Proposed Rule and Certificate of Approval
4. Notice of Intent to Amend a Rule without a Public Hearing
5. Statement of Need and Reasonableness
6. Affidavit of Mailing and Certificate of Agency's Mailing List
7. Notice of Intent to Amend a Rule as Published in the State Register
8. Four Copies of the Rule as Adopted
9. Resolution Adopting Rule
10. Findings of Fact, Conclusion, and Order Adopting Rule
11. Declaration of the Attorney General

If you have any questions, please feel free to contact me at 642-0591.

Sincerely,

Janice Le Tourneau

Janice Le Tourneau
Rules Coordinator

Celebrate MINNESOTA 1990

AN EQUAL OPPORTUNITY EMPLOYER

Adopted Rules

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

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

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

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

Board of Animal Health

Adopted Permanent Rules Relating to Sale of Swine

The rule proposed and published at *State Register*, Volume 14, Number 20, pages 1159-1160, November 13, 1989 (14 S.R. 1159) is adopted as proposed.

Department of Commerce

Adopted Permanent Rules Relating to Modified Guaranteed Annuities

The rules proposed and published at *State Register*, Volume 14, Number 2, pages 45-50, July 10, 1989 (14 S.R. 45) and Volume 14, Number 15, pages 942-948, October 9, 1989 (14 S.R. 942) are adopted as proposed.

Withdrawn Rules

Department of Revenue

Division of Appeals and Legal Services

Notice of Withdrawal of Rule as Proposed

NOTICE IS HEREBY GIVEN that the rule regarding Sales and Use Taxation of Advertising and Promotional Material is hereby withdrawn. The rule as proposed was published in the *State Register,* December 4, 1989, at 14 S.R. 1347.

Official Notices

Pursuant to the provisions of Minnesota Statutes §14.10, an agency, in preparing proposed rules, may seek information or opinion from sources outside the agency. Notices of intent to solicit outside opinion must be published in the *State Register* and all interested persons afforded the opportunity to submit data or views on the subject, either orally or in writing.

The *State Register* also publishes other official notices of state agencies, notices of meetings, and matters of public interest.

Board of Chiropractic Examiners

Notice of Solicitation of Outside Information or Opinions Regarding Proposed Rules Relating to Chiropractic Inactive License and Continuing Education Approval

NOTICE IS HEREBY GIVEN that the Minnesota Board of Chiropractic Examiners hereinafter "Board", is seeking information or opinions from sources outside the Board in preparing to propose the adoption of the rules relating to Chiropractic Inactive License and Continuing Education Program Approval. The adoption of the rules is authorized by *Minnesota Statutes* 148.08, Subdivision 3, which requires the Board to define terms related to the goverance of the Practice of Chiropractic.

CITE

The Board requests information and opinions concerning the subject matter of the rules. Interested persons or groups may submit data or views on the subject matter of concern in writing or orally. Written statements should be addressed to:

Executive Director
2700 University Avenue West - Suite 20
St. Paul, MN 55114-1089

Oral statements will be received during regular business hours over the telephone at (612) 642-0591 and in person at the above address.

All statements of information and opinions shall be accepted until March 15, 1990. Any written material received by the Minnesota Board of Chiropractic Examiners shall become part of the rulemaking record to be submitted to the Attorney General or Administrative Law Judge in the event that the rules are adopted.

Dated: 7 February 1990

Patricia J. Putz
Executive Director
MN Board of Chiropractic Examiners

Minnesota Health Care Access Commission

Notice of Meeting of Health Care Access Commission

The next meeting of the Minnesota Health Care Access Commission will be Thursday, February 22, 1990 from 1:00 to 4:00 p.m. at the Centennial Office Building, Room 301. Please call the Health Care Access Commission office, 297-5980, for further information.

Department of Human Services
Department of Health
Department of Public Safety

Notice of Intent to Solicit Outside Information or Opinions Regarding Proposed Merit System Rules Governing Definitions, the Compensation Plan, Work Out of Class and Transfers

NOTICE IS HEREBY GIVEN that the State Departments of Human Services, Health, and Public Safety are seeking information or opinions from sources outside the agencies in preparing to propose amendments to the Merit System rules governing definitions, the compensation plan, work out of class and transfers. The amendments to the rules are authorized by *Minnesota Statutes*, sections 256.012, 144.071 and 12.22, subd. 3, which permit the Merit System to establish rules to provide local and county appointing authorities with an effective system of personnel administration based on merit principles. The amendments would provide for a new definition for "transfer"; clarification of factors used in determining when a transfer may occur; and more flexibility to counties in giving salary increases for work out of class assignments. Amendments to our compensation plan rules would provide county agencies with increased flexibility in giving lump-sum increases and would combine the three Merit System salary plans into a single plan with broad salary ranges for each occupational grouping of classes, enabling counties to establish salary ranges that are internally consistent.

The State Departments of Human Services, Health and Public Safety request information and opinions concerning the subject matter of the rules. Interested persons or groups may submit data or views on the subject matter of concern in writing or orally. Written statements of information and comment should be addressed to:

Ralph W. Corey
Minnesota Merit System
Human Services Building
444 Lafayette Road
St. Paul, Minnesota 55155-3822

Oral statements will be received during regular business hours over the telephone by Ralph Corey at (612) 296-3996 and in person at the above address.

All statements of information and opinions shall be accepted until further notice is published in the *State Register* or the Notice of Hearing or Notice of Intent to Adopt Rules Without a Hearing is published in the *State Register*. Any written material received by the Minnesota Merit System shall become part of the rulemaking record to be submitted to the attorney general or administrative law judge in the event that the rule is adopted.

Dated: 8 February 1990

CERTIFICATE OF THE

MINNESOTA BOARD OF

Chiropractic Examiners

AUTHORIZING RESOLUTION

I, Wilma E. Behm, D.C., do hereby certify that I am a member and the president of the Minnesota Board of Chiropractic Examiners (hereinafter "Board"), a board duly authorized under the laws of the State of Minnesota, and that the following is a true, complete, and correct copy of a resolution adopted at a meeting of the Board duly and properly called and held on the 9th day of November, 1989, that a quorum was present, and that a majority of those present voted for the resolution which has not been rescinded or modified:

> RESOLVED, that Kent J. Erickson, D.C., Executive Director of the Board, his successor in office, or the Board Secretary, is hereby granted the authority and directed to sign and to give notice of the Board's intent to adopt without a public hearing rules relating to continuing education program approval and to perform any and all acts incidental thereto. In the event a public hearing becomes necessary, said person is granted the authority and directed to call a hearing for the purpose of

promulgating said rules as well as perform any and all acts incidental thereto, including but without being limited to signing an Order for Hearing and Notice of Hearing as well as acting as the Board's representative at the hearing.

IN WITNESS WHEREOF, I have hereunto subscribed my name this 9th day of November 1989

Wilma E Behm DC

WILMA E. BEHM, D.C.
President

Emmagean Schneider

Attest by one other Board Member

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE THE MINNESOTA

BOARD OF CHIROPRACTIC EXAMINERS

In the Matter of the Proposed Amendment of a Rule of the Board of Chiropractic Examiners Relating to Continuing Education Program Approval Minn. Rule 2500.1400

NOTICE OF INTENT TO AMEND A RULE WITHOUT A PUBLIC HEARING

(1) Notice is hereby given that the Minnesota Board of Chiropractic Examiners, hereinafter "Board", intends to amend the above entitled rule without a public hearing following the procedures set forth in the Administrative Procedure Act for adopting rules without a public hearing in Minn. Stat. 14.22 to 14.28 (1988). The statutory authority to adopt the rules is Minn. Stat. 148.08, Subdivision 3.

(2) All persons have 30 days in which to submit comment in support of or in opposition to the proposed rule or any part or subpart of the rule. Comment is encouraged.(3) Each comment should identify the portion of the proposed rule addressed, the reason for the comment, and any change proposed.

Any person may make a written request for a public hearing on the rule within the 30-day comment period.(4) If 25 or more persons submit a written request for a public hearing within the 30-day comment period, a public hearing will be held unless a sufficient number withdraw their request in writing.

(6) Any person requesting a public hearing should state his or her name and address and is encouraged to identify the portion of the proposed rule addressed, the reason for the request, and any change proposed. (7) If a public hearing is required, the Board will proceed pursuant to Minn. Stat. 14.131 to 14.20 (1988).

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

Executive Director
Minnesota Board of Chiropractic Examiners
2700 University Avenue W. Suite 20
St. Paul, MN 55114-1089

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

(11) The rule proposed for adoption relates to the following matter: continuing education program approval timeline from 90 to 45 days. A free copy of the rule is available upon request from the Executive Director at the above address.

(12) A Statement of Need and Reasonableness that describes the need for the reasonableness of each provision of the proposed rules and identifies the data and information relied upon to support the proposed rules has been prepared and is available from the Executive Director at the above address upon request.

(13) Promulgation of the proposed rule will not result in the expenditure of public monies by local public bodies nor have an impact on agricultural land; therefore, no further information need be provided under Minn. Stat. Sec. 14.11 (1988).

It is the position of the Board that it is not subject to Minn. (14) Stat. Sec. 14.115 (1988) regarding small business condsiderations in rulemaking. The basis for this position, and the Board's evaluation of the applicability of the methods contained in Minn. Stat. Sec. 14.115, Subd. 2 (1988), for reducing the impact of the purposed rules, should it be determined that the Board is governed by Section 14.115 are addressed in the statement of need and reasonableness.

Under the provisions of Minn. Stat. 16A.128, Subd. 2a (1988), a copy of the Notice and Intent to Amend a Rule Without a Public Hearing and the proposed rule are sent to the chairs of the House Appropriations Committee and Senate Finance Committee prior to submission to the State Register.

(9) If no hearing is required upon adoption of the rule, the rule and the required supporting documents will be submitted to the Attorney General for review as to legality and form to the extent the form relates to legality. Any person may request notification of the date of submission to the Attorney General. Persons who wish to be advised of the submission of this material to the Attorney General or who wish to receive a copy of the adopted rule must submit the written request to the Executive Director at the above address.

Date: 4-16-90

Dr. Joel B. Wulff
Executive Director

STATE OF MINNESOTA **BEFORE THE MINNESOTA**

COUNTY OF RAMSEY **BOARD OF CHIROPRACTIC EXAMINERS**

In the Matter of the Proposed Amendment of a Rule of the Board of Chiropractic Examiners Relating to Continuing Education Program Approval Minn. Rule 2500.1400

STATEMENT OF NEED AND REASONABLENESS

Pursuant to Minn. Stat. 14.23 (1988), the Minnesota Board of Chiropractic Examiners (hereinafter "Board") hereby affirmatively presents the need for and facts establishing the reasonableness of a proposed amendment to Minnesota Rule, part 2500.1400, relating to continuing education program approval.

In order to adopt the proposed amendment, the Board must demonstrate that it has complied with all procedural and substantive requirements for rulemaking. Those requirements are as follows: 1) there is statutory authority to adopt the rules; 2) the rules are needed and are reasonable; 3) all necessary procedural steps have been taken; and 4) any additional requirements imposed by law have been satisfied. This Statement demonstrates that the Board has met these requirements.

1. STATUTORY AUTHORITY

The statutory authority of the Board to adopt these rules is as follows:

Minnesota Statute 148.08, Subd. 3 (1988), authorizes the Board to promulgate rules necessary to administer sections 148.01 to 148.105 and Minn. Stat. 214.12 (1988) authorizes health-related licensing boards to promulgate by rule requirements related to continuing education.

2. STATEMENT OF NEED AND REASONABLENESS

The existing rule provides the following: continuing education program approval should be received at least 90 days prior to the program's scheduled presentation date. The proposed rule modification decreases the approval time to at least 45 days prior to the program's scheduled presentation date. The Board believes that the existing rule is unreasonable and unnecessary. The processing time involved in requests for program approval usually does not extend beyond 45 days; therefore, 45 days is a sufficient amount of time to process requests. Program sponsors are in support of this amendment. In summary, the proposed request to amend this existing rule is appropriate and reasonable.

3. COMPLIANCE WITH PROCEDURAL RULEMAKING REQUIREMENTS

Minnesota Statutes, sections 14.05-14.12 and 14.22-14.28, specify certain procedures which must be followed when an agency adopts or amends rules. Procedures applicable to all rules, Minnesota Statutes, sections 14.05-14.12, have been complied with by the Board as noted below.

The Board proposes adoption of this rule as a noncontroversial rule in accordance with sections 14.22 to 14.28, except that no public hearing is presently planned and need not be held unless 25 or more persons submit a written request for a hearing within the 30-day comment period.

The adoption of these rules will not require the expenditure of public money by local public bodies, nor do the rules have any impact on agricultural land. **See** Minn. Stat. 14.11. The

adoption of these rules could have a negligible effect on small businesses as discussed below. **See** Minn. Stat. 14.115.

Pursuant to Minnesota Statutes, section 14.23, the Board has prepared this Statement of Need and Reasonableness which is available to the public.

Pursuant to Minnesota Statute 14.10, the Board published a Notice of Intent to Solicit Public Opinion in the **State Register** on February 20, 1990.

The Board will publish a Notice of Intent to Amend the Rules without a Public Hearing in the **State Register** and mail copies of the notice and proposed amendment to persons registered with Minnesota Board of Chiropractic Examiners pursuant to Minnesota Statutes, section 14.14, subdivision 1a. The notice will include the following information: a) that the public has 30 days in which to submit comments on the proposed amendment and giving information pertaining to the manner in which persons may comment; b) that no public hearing will be held unless 25 or more persons submit a written request for a public hearing on the rule within a 30-day comment period; c) that the rule may be modified if modifications are supported by data and the views submitted; and d) that notice of the date of submission of the proposed amendment to the Attorney General for review will be mailed to any person requesting to receive the notice, and giving information on how to request the notice.

The Board will submit the proposed amendment and notice as published, the amendment as proposed for adoption, any written comments which have been received, and this Statement of Need and

Reasonableness to the Attorney General for approval of the amendment as to legality and form.

These rules will become effective five working days after publication of a notice of adoption in the **State Register.**

4. ADDITIONAL REQUIREMENTS

Small Business Considerations. In preparing to propose these amendments, the Board considered the methods for reducing the impact of the amendments on small business as set forth in Minnesota Statutes, section 14.115, subdivision 2 (1988). The Board noted that the suggested methods for reducing the impact of the rules on small business concern compliance and reporting requirements and performance standards. Since the proposed amendments relate to the continuing education program approval requirements, there would appear to be no impact or significant affect on small business.

Nevertheless, any small business which believes they may be affected by the proposed amendments will have opportunity to participate in the rulemaking procedure. Further, a notice of the proposed rulemaking will be mailed to the Minnesota Chiropractic Association, an organization which will likely represent small businesses affected by the amendments.

Dated: 10-15-90, 1990

STATE OF MINNESOTA

BOARD OF CHIROPRACTIC EXAMINERS

J. B. Jeff D.C.

Executive Director

6-5-90

In the Matter of the Proposed Adoption of the Rule of the State Board of Chiropractic Examiners Governing Continuing Education Seminar Approval

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

STATE OF MINNESOTA

COUNTY OF RAMSEY

Janice Le Tourneau, being sworn says:

I hereby certify that the list of persons and associations who have requested, pursuant to Minnesota Statues, section 14.14, subdivision 1a and 14.22 or 14.30, that their names be placed on the state Board of Chiropractic Examiners rulemaking mailing list is accurate, complete, and current as of this 16th day of April, 1990.

That on the 16th day of April, 1990, at the City of St. Paul, County of Ramsey, State of Minnesota, I mailed the attached Notice of Intent to Adopt a Rule Without a Public Hearing by depositing in the United States mail, a copy thereof and a copy of the proposed rule, with postage prepaid, to all persons and associations on the aforementioned mailing list.

Janice Le Tourneau
Rules Coordinator

Subscribed and sworn to before me
this 10th day of October, 1990.

RULES MAKING MAILING LIST

Jean Howard
Equicor
PO Box 64143
St. Paul, MNN 55164

Mary Ann Hruby/Executive Director
LCRAR
55 State Office Building
St. Paul, MN 55155

MN Chiropractic Association
Attn: Scott Mayer
1700 West Highway 36, Suite 130
Roseville, MN 55113

MN Board of Medical Examiners
2700 University Avenue West, Suite 106
St. Paul, MN 55114

MN Board of Nursing
Attn: Joyce Schowalter
2700 University Avenue West, Suite 108
St. Paul, MN 55114

John Wildenauer
1525 Livingston Avenue
West St. Paul, MN 55118

Gloria Gebhard
WCD/Rehabilitation and Medical Affairs
Labor and Industry Building
443 Lafayette Road
St. Paul, MN 55101

Robert Zieper/Examiner
Colonial Insurance Company of California
2300 Park Drive, PO Box 916
Owatonna, MN 55060

Dr. Bob Fitzgerald
133 W. Lake Street
Minneapolis, MN 53408

Dr. Dennis Olson
PO Box 11426
Minneapolis, MN 55411
NWCC Library
2501 W. 84th Street
Bloomington, MN 55431

Mr. Thomas W. Krauel and Associates, LTD
2126 5th Street
White Bear Lake, MN 55110

Dr. Dennis Christensen
Christensen Chiropractic
1020 South Highway 3
Northfield, MN 55057

Office of Administrative Hearings
5th Floor, Flour Exchange Building
310 4th Avenue South
Minneapolis, MN 55415

Dr. John Lescault
6142 Brooklyn Boulevard
Minneapolis, MN 55429

William Carter, III
Executive Director
Minnesota Board of Peace Officer
Standards and Training
1600 University Avenue, Suite 200
St. Paul, MN 55104-3825

Roger Calton
30131 Town Center Drive, Suite 177
Laguna Niguel, CA 92677-2040

Minnesota Board of Medical Examiners
Attn: Jeanne Hoffman
2700 University Avenue, Suite 106
St. Paul, MN 55114-1080

Dr. William Ashford
550 40th Avenue NE
Columbia Heights, MN 55421

Dr. Mark Brewer
5981 Shoreline Boulevard
Mound, MN 55364

Dr. Kent Erickson
5740 Brooklyn Boulevard
Brooklyn Center, MN 55429

Dr. Leo Majewski
36 NE McKinley
Minneapolis, MN 55418

Dr. Ardon Crandall*
PO Box 7102
Rochester, MN 55903

Dr. Dennis Lensenik*
52 West 84th Street
Bloomington, MN 55437

Dr. Richard Cohen**
340 Forest Home Drive
Ithaca, NY 14850

Dr. Mary Lawson**
3130 Girard South
Minneapolis, MN 55408

Dr. Roy Kjorlien**
602 East Boise Avenue
Boise, ID 83706

Dr. Michael Logan**
2206 West Cactus Wren Drive
Phoenix, AZ 85021

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PO Box 548
Brandon, MN 56315

Dr. Margo Smith**
1929 West Vista Way
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Minneapolis, MN 55402-3397

Michele L. Fischer#
North Central Laboratories, Inc.
6975 Saukview Drive
PO Box 1417
St. Cloud, MN 56302

* Independent Medical Examiners Registration information only
** Inactive License Status information only
*** Acupuncture information only
\# Noninvasive information only

State Board of Chiropractic Examiners

Proposed Permanent Rules Relating to the Practice of Chiropractic

Rules as Proposed

2500.0100 DEFINITIONS.

Subpart 1. **Scope.** For the purpose of this chapter, the terms defined in this part have the meanings given them.

Subp. 2. **Board.** "Board" means the Minnesota Board of Chiropractic Examiners.

Subp. 3. **Certification of good standing.** "Certification of good standing" means the issuance of an official notice from another state certifying the licensee has no pending or final disciplinary action.

Subp. 4. **Inactive license.** "Inactive license" means a restricted license which allows the licensee to maintain a license but does not allow the licensee to actively practice in the state of Minnesota.

2500.1400 OTHER PROGRAMS SUBJECT TO APPROVAL.

Other continuing education programs may be approved by the board upon a written request therefor submitted by the program sponsor to the board executive secretary. All such requests shall be received not less than ~~90~~ 45 days prior to the program presentation date and shall contain the following information:

[For text of items A to H, see M.R.]

2500.2020 APPLICATION PROCESS.

A Minnesota licensed chiropractor may apply to the board for an inactive license according to items A to C.

A. Applicants shall complete a board approved application which shall include a signed affidavit stating that the applicant will no longer be actively practicing chiropractic in the state of Minnesota.

B. Upon approval of an application, the board shall

Approved by Revisor

modify the annual license certificate to indicate inactive licensure.

C. The board may refuse to approve an application if:

(1) a pending or final disciplinary action exists against an applicant's Minnesota license; or

(2) a pending or final disciplinary action exists against an applicant's license in another state where the applicant has been licensed to practice chiropractic.

2500.2030 ANNUAL RENEWAL.

The annual renewal fee for an inactive license is 75 percent of the current fee imposed by the board for license renewal. Annual continuing education is not required.

2500.2040 REINSTATEMENT PROCESS.

An inactive license may be reinstated to a nonrestricted license according to items A to E:

A. completion of a board approved application of reinstatement;

B. payment of a reinstatement fee in the amount of $100;

C. submission of a certification of good standing from each state the doctor was granted a license;

D. submission of a notarized statement from the doctor stating:

(1) that the doctor has been in active practice in another state or country within the preceding three years; and

(2) the specific location of the preceding active practice; and

E. completion of the total number of required continuing education under part 2500.1200, computed by multiplying 20 by the number of years of inactive license.

If any of the requirements of items A to E are not met by the doctor, the board shall deny approval of the application for reinstatement.

Approved
by Revisor _____

Office of the Revisor of Statutes

Administrative Rules

TITLE: Proposed Permanent Rules Relating to the Practice of Chiropractic

AGENCY: State Board of Chiropractic Examiners

MINNESOTA RULES: Chapter 2500

The attached rules are approved for publication in the State Register

Carla M. Riehle
Assistant Revisor

BOARD OF CHIROPRACTIC EXAMINERS

In the Matter of the Proposed Adoption of
Rules of the Board of Chiropractic Examiners
Relating to Inactive License Status

Notice of Order Withdrawing Rule

NOTICE IS HEREBY GIVEN that the Minnesota Board of Chiropractic Examiners has issued an Order Withdrawing the Proposed Rules Relating to Inactive License Status, **Minnesota Rules** 2500.0100, subparts 3 and 4; 2500.2020; 2500.2030; and 2500.2040. Those rules appeared at 14 S.R. 2529, Monday 30 April 1990. **Minnesota Rules** 2500.0100, subparts 1 and 2; and 2500.1400 are not being withdrawn.

Persons having questions about this matter may contact Janice Le Tourneau at the Minnesota Board of Chiropractic Examiners, 2700 University Avenue West, Suite 20, St. Paul, MN 55114, telephone (612) 642-0591.

Dr. Joel B. Wulff
Executive Director

8-30-90
Dated

MINNESOTA BOARD OF CHIROPRACTIC EXAMINERS

In the Matter of the Proposed Adoption of the Rule of the State Board of Chiropractic Examiners Governing Inactive License Status

ORDER WITHDRAWING PROPOSED RULE

IT IS ORDERED that the rule identified as Inactive License Status as published at the State Register, Monday, April 30, 1990, is ordered to be withdrawn from the rulemaking process.

Pursuant to the authorizing resolution, and the authority vested in me, Dr. Joel B. Wulff, the Board hereby withdraws the proposed rule according to Minnesota Statutes, 14.05.

Dr. J. B. Wulff

Dr. Joel B. Wulff
Executive Director

8-30-90
Date

Sec. 15. DISCHARGE OF FIREARMS BEFORE SHOOTING HOURS PROHIBITED.

Persons who are afield intending to take migratory waterfowl shall not load or discharge any firearm lawful for the taking of migratory waterfowl before legal shooting hours.

Sec. 16. Commissioner's Order No. 2355 is hereby superseded.

Dated at St. Paul, Minnesota, this 30th day of August, 1990.

Joseph N. Alexander, Commissioner
Department of Natural Resources

Withdrawn Rules

Board of Chiropractic Examiners

In the Matter of the Proposed Adoption of Rules of the Board of Chiropractic Examiners Relating to Inactive License Status

Notice of Order Withdrawing Rule

NOTICE IS HEREBY GIVEN that the Minnesota Board of Chiropractic Examiners has issued an Order Withdrawing the Proposed Rules Relating to Inactive License Status, *Minnesota Rules* 2500.0100, subparts 3 and 4; 2500.2020; 2500.2030; and 2500.2040. Those rules appeared at 14 S.R. 2529, Monday 30 April 1990. *Minnesota Rules* 2500.0100, subparts 1 and 2; and 2500.1400 are not being withdrawn.

Persons having questions about this matter may contact Janice Le Tourneau at the Minnesota Board of Chiropractic Examiners, 2700 University Avenue West, Suite 20, St. Paul, MN 55114, telephone (612) 642-0591.

Dated: 30 August 1990

Dr. Joel B. Wulff
Executive Director

Official Notices

Pursuant to the provisions of Minnesota Statutes § 14.10, an agency, in preparing proposed rules, may seek information or opinion from sources outside the agency. Notices of intent to solicit outside opinion must be published in the *State Register* and all interested persons afforded the opportunity to submit data or views on the subject, either orally or in writing.

The *State Register* also publishes other official notices of state agencies, notices of meetings, and matters of public interest.

Health Care Access Commission

Notice of Meeting of Health Care Access Commission

The next meeting of the Minnesota Health Care Access Commission will be Thursday, September 27, 1990, from 10:00 to 2:00 p.m. at the Crow Wing County Social Service Center in Brainerd, Minnesota. Please call the Health Care Access Commission office, 297-5980, for further information.

Minnesota Historical Society

State Review Board Regular Meeting

A meeting of the State Review Board of the Minnesota Historical Society to consider nominations to the National Register of Historic Places will be held on September 27, 1990 in the Auditorium of the Fort Snelling History Center, Fort Snelling Minnesota. The Preservation office staff will make an informational presentation on program activities at 5:30 p.m. The meeting wil be called to order and consideration of the meeting's agenda will begin at 7:00 p.m. For further information contact the State Historic Preservation Office, Minnesota Historical Society, Fort Snelling History Center, St. Paul, MN 55111, (612) 726-1171.

(proposed) 2483
9530.7020 s.3,4 (proposed repealer) 2483
9553.0010; .0020; .0035; .0036; .0040; .0050;.0052; .0053; .0054; .0056; .0057; .0061; .0070; .0075; .0079 (withdrawn) 2501
9553.0051; .0020 s.43 (proposed renumbering withdrawn) 2501

Proposed Rules

Pursuant to Minn. Stat. §§ 14.22, an agency may propose to adopt, amend, suspend or repeal rules without first holding a public hearing, as long as the agency determines that the rules will be noncontroversial in nature. The agency must first publish a notice of intent to adopt rules without a public hearing, together with the proposed rules, in the *State Register*. The notice must advise the public:

1. that they have 30 days in which to submit comment on the proposed rules;
2. that no public hearing will be held unless 25 or more persons make a written request for a hearing within the 30-day comment period;
3. of the manner in which persons shall request a hearing on the proposed rules; and
4. that the rule may be modified if the modifications are supported by the data and views submitted.

If, during the 30-day comment period, 25 or more persons submit to the agency a written request for a hearing of the proposed rules, the agency must proceed under the provisions of §§ 14.14-14.20, which state that if an agency decides to hold a public hearing, it must publish a notice of intent in the *State Register*.

Pursuant to Minn. Stat. §§ 14.29 and 14.30, agencies may propose emergency rules under certain circumstances. Proposed emergency rules are published in the *State Register* and, for at least 25 days thereafter, interested persons may submit data and views in writing to the proposing agency.

State Board of Chiropractic Examiners

Proposed Permanent Rules Relating to the Practice of Chiropractic

Notice of Intent to Adopt Rules without a Public Hearing

NOTICE IS HEREBY GIVEN that the Minnesota Board of Chiropractic Examiners, hereinafter "Board", intends to adopt the above entitled rule without a public hearing following the procedures set forth in the Administrative Procedure Act for adopting rules without a public hearing in *Minnesota Statutes* 14.22 to 14.28 (1988). The statutory authority to adopt the rules is *Minnesota Statutes* 148.08, Subdivision 3.

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

Any person may make a written request for a public hearing on the rule within the 30-day comment period. If 25 or more persons submit a written request for a public hearing within the 30-day comment period, a public hearing will be held unless a sufficient number withdraw their request in writing.

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.

Any person requesting a public hearing should state his or her name and address and is encouraged to identify the portion of the proposed rule addressed, the reason for the request, and any change proposed. If a public hearing is required, the Board will proceed pursuant to *Minnesota Statutes* 14.131 to 14.20 (1988).

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

Executive Director
Minnesota Board of Chiropractic Examiners
2700 University Avenue W. Suite 20
St. Paul, MN 55114-1089

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

The rule proposed for adoption relates to the following matter: Inactive License. A free copy of the rule is available upon request from the Executive Director at the above address.

A STATEMENT OF NEED AND REASONABLENESS that describes the need for and reasonableness of each provision of the proposed rules and identifies the data and information relied upon to support the proposed rules has been prepared and is available from the Executive Director at the above address upon request.

Promulgation of the proposed rule will not result in the expenditure of public monies by local public bodies nor have an impact on agricultural land; therefore, no further information need be provided under *Minnesota Statutes* Sec. 14.11 (1988).

It is the position of the Board that it is not subject to *Minnesota Statutes* Sec. 14.115 (1988) regarding small business considerations in rulemaking. The basis for this position, and the Board's evaluation of the applicability of the methods contained in *Minnesota Statutes*, Sec. 14.115, Subd. 2 (1988), for reducing the impact of the purposed rules, should it be determined that the Board is governed by Section 14.115 are addressed in the Statement of Need and Reasonableness.

If no hearing is required upon adoption of the rule, the rule and the required supporting documents will be submitted to the Attorney General for review as to legality and form to the extent the form relates to legality. Any person may request notification of the date of submission to the Attorney General. Persons who wish to be advised of the submission of this material to the Attorney General or who wish to receive a copy of the adopted rule must submit the written request to the Executive Director at the above address.

Dated: 16 April 1990

Dr. Joel B. Wulff
Executive Director

Notice of Intent to Amend a Rule without a Public Hearing

NOTICE IS HEREBY GIVEN that the Minnesota Board of Chiropractic Examiners, hereinafter "Board," intends to amend the above entitled rule without a public hearing following the procedures set forth in the Administrative Procedure Act for adopting rules without a public hearing in *Minnesota Statutes* 14.22 to 14.28 (1988). The statutory authority to adopt the rules is *Minnesota Statutes* 148.08, Subdivision 3.

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

Any person may make a written request for a public hearing on the rule within the 30-day comment period. If 25 or more persons submit a written request for a public hearing within the 30-day comment period, a public hearing will be held unless a sufficient number withdraw their request in writing.

Any person requesting a public hearing should state his or her name and address and is encouraged to identify the portion of the proposed rule addressed, the reason for the request, and any change proposed. If a public hearing is required, the Board will proceed pursuant to *Minnesota Statutes* 14.131 to 14.20 (1988).

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

Executive Director
Minnesota Board of Chiropractic Examiners
2700 University Avenue W. Suite 20
St. Paul, MN 55114-1089

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

The rule proposed for adoption relates to the following matter: continuing education program approval timeline from 90 to 45 days. A free copy of the rule is available upon request from the Executive Director at the above address.

A STATEMENT OF NEED AND REASONABLENESS that describes the need for the reasonableness of each provision of the proposed rules and identifies the data and information relied upon to support the proposed rules has been prepared and is available from the Executive Director at the above address upon request.

Promulgation of the proposed rule will not result in the expenditure of public monies by local public bodies nor have an impact on agricultural land; therefore, no further information need be provided under *Minnesota Statutes* Sec. 14.11 (1988).

It is the position of the Board that it is not subject to *Minnesota Statutes* Sec. 14.115 (1988) regarding small business considerations in rulemaking. The basis for this position, and the Board's evaluation of the applicability of the methods contained in *Minnesota Statutes* Sec. 14.115, Subd. 2 (1988), for reducing the impact of the proposed rules, should it be determined that the Board is governed by Section 14.115 are addressed in the statement of need and reasonableness.

Under the provisions of *Minnesota Statutes* 16A.128, Subd. 2a (1988), a copy of the Notice and Intent to Amend a Rule Without a Public Hearing and the proposed rule are sent to the chairs of the House Appropriation Committee and Senate Finance Committee prior to submission to the *State Register*.

If no hearing is required upon adoption of the rule, the rule and the required supporting documents will be submitted to the Attorney General for review as to legality and form to the extent the form relates to legality. Any person may request notification of the date of submission to the Attorney General. Persons who wish to be advised of the submission of this material to the Attorney General or who wish to receive a copy of the adopted rule must submit the written request to the Executive Director at the above address.

Dated: 16 April 1990

Dr. Joel B. Wulff
Executive Director

Rules as Proposed

2500.0100 DEFINITIONS.

Subpart 1. **Scope.** For the purpose of this chapter, the terms defined in this part have the meanings given them.

Subp. 2. **Board.** "Board" means the Minnesota Board of Chiropractic Examiners.

Subp. 3. **Certification of good standing.** "Certification of good standing" means the issuance of an official notice from another state certifying the licensee has no pending or final disciplinary action.

Subp. 4. **Inactive license.** "Inactive license" means a restricted license which allows the licensee to maintain a license but does not allow the licensee to actively practice in the state of Minnesota.

2500.1400 OTHER PROGRAMS SUBJECT TO APPROVAL.

Other continuing education programs may be approved by the board upon a written request therefor submitted by the program sponsor to the board executive secretary. All such requests shall be received not less than ~~90~~ 45 days prior to the program presentation date and shall contain the following information:

[For text of items A to H, see M.R.]

2500.2020 APPLICATION PROCESS.

A Minnesota licensed chiropractor may apply to the board for an inactive license according to items A to C.

A. Applicants shall complete a board approved application which shall include a signed affidavit stating that the applicant will no longer be actively practicing chiropractic in the state of Minnesota.

B. Upon approval of an application, the board shall modify the annual license certificate to indicate inactive licensure.

C. The board may refuse to approve an application if:

(1) a pending or final disciplinary action exists against an applicant's Minnesota license; or

(2) a pending or final disciplinary action exists against an applicant's license in another state where the applicant has been licensed to practice chiropractic.

2500.2030 ANNUAL RENEWAL.

The annual renewal fee for an inactive license is 75 percent of the current fee imposed by the board for license renewal. Annual continuing education is not required.

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.

2500.2040 REINSTATEMENT PROCESS.

An inactive license may be reinstated to a nonrestricted license according to items A to E:

A. completion of a board approved application of reinstatement;

B. payment of a reinstatement fee in the amount of $100;

C. submission of a certification of good standing from each state the doctor was granted a license;

D. submission of a notarized statement from the doctor stating:

(1) that the doctor has been in active practice in another state or country within the preceding three years; and

(2) the specific location of the preceding active practice; and

E. completion of the total number of required continuing education under part 2500.1200, computed by multiplying 20 by the number of years of inactive license.

If any of the requirements of items A to E are not met by the doctor, the board shall deny approval of the application for reinstatement.

State Board of Chiropractic Examiners

Proposed Permanent Rules Relating to the Practice of Chiropractic

Notice of Intent to Amend a Rule without a Public Hearing

NOTICE IS HEREBY GIVEN that the Minnesota Board of Chiropractic Examiners, hereinafter "Board," intends to amend the above entitled rule without a public hearing following the procedures set forth in the Administrative Procedure Act for adopting rules without a public hearing in *Minnesota Statutes* 14.22 to 14.28 (1988). The statutory authority to adopt the rules is *Minnesota Statutes* 148.08, Subdivision 3.

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

Any person may make a written request for a public hearing no the rule within the 30-day comment period. If 25 or more persons submit a written request for a public hearing within the 30-day comment period, a public hearing will be held unless a sufficient number withdraw their request in writing.

Any person requesting a public hearing should state his or her name and address and is encouraged to identify the portion of the proposed rule addressed, the reason for the request, and any change proposed. If a public hearing is required, the Board will proceed pursuant to *Minnesota Statutes* 14.131 to 14.20 (1988).

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

Executive Director
Minnesota Board of Chiropractic Examiners
2700 University Avenue W. Suite 20
St. Paul, MN 55114-1089

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

The rule proposed for adoption relates to the following matter: increasing the license renewal fee for licensee from $100 to $150. A free copy of the rule is available upon request from the Executive Director at the above address.

A STATEMENT OF NEED AND REASONABLENESS that describes the need for the reasonableness of each provision of the proposed rules and identifies the data and information relied upon to support the proposed rules has been prepared and is available from the Executive Director at the above address upon request.

Promulgation of the proposed rule will not result in the expenditure of public monies by local public bodies nor have an impact on agricultural land; therefore, no further information need be provided under *Minnesota Statutes* Sec. 14.11 (1988).

It is the position of the Board that it is not subject to *Minnesota Statutes* Sec. 14.115 (1988) regarding small business considerations in rulemaking. The basis for this position, and the Board's evaluation of the applicability of the methods contained in *Minnesota Statutes* Sec. 14.115, Subd. 2 (1988), for reducing the impact of the proposed rules, should it be determined that the Board is governed by Section 14.115 are addressed in the statement of need and reasonableness.

CERTIFICATE OF BOARD'S
RESOLUTION ADOPTING RULES

I, George Arvidson, do hereby certify that I am a member of the Minnesota Board of Chiropractic Examiners, a board duly authorized under the laws of the State of Minnesota, and that the following is a true, complete, and correct copy of a resolution adopted at a meeting of the Board of Chiropractic Examiners, duly and properly called and held on the 11th day of October, 1990, that a quorum was present at said meeting, that a majority of those present voted for the resolution, and that said resolution is set forth in the minutes of said meeting and has not been rescinded or modified.

"**Resolved**, that the rule amemdment published at State Register, April 30, 1990, relating to Continuing Education Seminars hereby is approved and adopted, pursuant to authority vested in us by Minnesota Statutes, sections 148.05 and 148.08, subdivision 3, and that the President or another officer of the Board of Chiropractic Examiners be and hereby is authorized to sign in order adopting the rule amendment and further is authorized to perform the necessary acts to provide that the rule amendment shall have the force and effect of law."

IN WITNESS WHEREOF, I have hereunto subscribed my name this 11th day of October, 1990.

STATE OF MINNESOTA

BOARD OF CHIROPRACTIC EXAMINERS

Board Member

Attest/Board Member

MINNESOTA BOARD OF CHIROPRACTIC EXAMINERS

In the Matter of the Proposed Adoption of the Rule of the State Board of Chiropractic Examiners Governing Continuing Education Seminars

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

(1) Notice of the Board's intent to amend the above-entitled rule was published in the State Register on April 30, 1990, and was sent by United States mail to all persons on the list maintained by the agency pursuant to Minnesota Statutes, sections 14.14, subdivision 1a and 14.22 on April 16, 1990. (2) The statement of need and reasonableness was prepared before the notice of intent to adopt a rule without a public hearing was mailed to all persons on the rulemaking mailing list and published in the State Register and was available to the public.

(4) All persons were given the opportunity to submit comment on the rule for 30 days after notice of proposed rulemaking. (5) No requests for a public hearing on the rule were received by the Board.

(7) No submissions or comments on the rule were received by the Board. No requests for notice of submission to the attorney general were received by the Board.

Based on the comments and evidence in the record before the agency, I find the following:

(8) The above-captioned rule is needed and reasonable.

NOW, THEREFORE, IT IS ORDERED that the rule identified as Continuing Education Seminars is adopted this 11th day of October, 1990, pursuant to authority vested in the Board by Minnesota Statutes, sections 148.05 and 148.08.

Wilma Behm, DC
MBCE President

STATE OF MINNESOTA

COUNTY OF RAMSEY

BEFORE THE MINNESOTA

BOARD OF CHIROPRACTIC EXAMINERS

In the Matter of the Proposed Amendment of Rules of the Board of Chiropractic Examiners Relating to Continuing Education Program Approval

DECLARATION OF COUNSEL

I, Robert T. Holley, 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 0478.

Robert T. Holley

ROBERT T. HOLLEY
Special Assistant
Attorney General

Dated: October 19, 1990