

Minnesota Attorney General: Administrative Rules Proceedings

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Version 3
August 20, 2018

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DEPARTMENT: Office of the Attorney General

STATE OF MINNESOTA

OFFICE MEMORANDUM

DATE: March 20, 1991

TO: JEREMY de FIEBRE
Department of Public Service

FROM: MARTHA J. CASSERLY
Special Assistant
Attorney General

PHONE: 296-6839

SUBJECT: In the Matter of the Adopted Rule Relating to Institutional Energy Loans

The above-referenced rule has been approved as to its legality by the Attorney General on March 11, 1991.

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 the 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.

MJC:sc

cc: Mary Jo Murray
William Brown, Chief Judge
MaryAnn Hruby

Department of Public Service

Adopted Permanent Rules Relating to Institutional Energy Loans

Rules as Adopted

7606.0040 LOAN PARTICIPATION LIMITS.

The commissioner will participate in a loan from a lender to an applicant up to a maximum of 50 percent of the loan principal or $500,000, whichever is less. While the commissioner may participate in more than one loan to an applicant, the total participation under this program for any one applicant may not exceed $500,000.

APPROVED AS TO FORM AND LEGALITY

March 11 19 91

HUBERT H. HUMPHREY, III
ATTORNEY GENERAL

BY MJ Cassedy
SPECIAL ASSISTANT ATTORNEY GENERAL

STATE OF MINNESOTA
DEPARTMENT OF STATE
FILED
MAR 12 1991

Joan Anderson Growe
Secretary of State

3:30 P.M.

M

MJC

RULE REVIEW CHECKLIST

File No. 1801
DATE RECEIVED 2-25-91
REVIEW DATE 2-26-91
DUE DATE 3-11-91
(DIS)APPROVED 3-11-91
WITHDRAWN _____

Docket No. 05.0009.0731
ADOPTED W/O HEARING _____
EMERGENCY RULE _____
TO REVISOR ON 2-26-91
REVISOR (DIS)APPROVED 2-28-91
FILED W/SEC. OF STATE 3-12-91
RETURNED TO AGENCY _____

✓ Rule as adopted (4 copies)

_____ Notice to Solicit Outside Information/Opinion (if applicable)
_____ Date published in State Register
_____ Comments

_____ Petition for Adoption of a Rule

_____ Board's Authorizing Resolution
_____ Date adopted

✓ Proposed Rule
✓ Revisor's Certificate

✓ Notice of Intent to Adopt Rule
216C.09 Statutory Authority
NO Statement Small Business Statement
_____ Expenditure of public money statement
December 3, 1990 Signature

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

✓ Affidavit of Mailing Notice of Intent to Adopt Rule
December 17, 1990 Dated 30/25 days before adoption
✓ Notice attached indicates it is attached
_____ Copy of rule or summary attached

✓ Publication in State Register
December 17, 1990 Date 30/25 days before adoption

✓ 180-day deadline from:
NA, ✓ 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
_____ Date adopted

✓ Findings of Fact, Conclusions & Order Adopting
Feb 19, 1991 Date

_____ Written Requests, Submissions or Comments

✓ Declaration of Attorney
Mary Jo Murry Name of SAAG representing agency

_____ Notice of Submission to Attorney General (if applicable)

216C.09

The commissioner shall:

(m) dispense loans, grants, or other financial aid from money received from litigation or settlement of alleged violations of federal petroleum pricing regulations made available to the Department for that purpose. The commissioner shall adopt rules under chapter 14 for this purpose.

(This is the only section under 216C.09 that have authority to promulgate rules)

12/17/90

Statement of Need and Reasonableness

Institutional Energy Loan Program

I. The Commissioner of the Minnesota Department of Public Service presents herein facts and justifications establishing the need for and reasonableness of the proposed amendment to rules governing the Institutional Energy Loan Program. Minnesota Statutes, section 216C.09 empowers the commissioner to adopt rules necessary to implement this program. Funds were allocated for this program in Laws of Minn. 1988, Chapter 686, Sec. 38 from monies received by the state under United States vs Exxon Corp., 561 F. Supp 816 (D.D.C. 1983). The present rule was adopted at 13 S.R. 2762.

II. Impact on small business

The proposed rule amendment affects a voluntary program of financial assistance to Minnesota public and private schools and hospitals and units of local government to implement energy conservation improvements. As such, it has no direct effect on small business. Rules covering programs such as this are exempted from Minnesota Statutes, section 14.115 (1990) by subd. 7 (2) which exempts rules which do not directly affect small businesses.

III. Need and reasonableness of each rule amendment

The commissioner proposes to amend part 7606.0040 to raise the loan participation limit from $200,000 to $500,000. This change is necessary to promote program use by large municipalities. When first adopted, the $200,000 limit was set to avoid using all of the participation funds for a few large projects. Having participated in over 70 loans to date, with more than five million dollars still available, this concern is now moot. However, the limit has been an unintended barrier to program participation by large cities, counties and school districts. Under Minnesota Rules, part 7380.0720, these large municipalities are eligible for up to $1,000,000 in Energy Investment Loans (all but two loans participated in have been from this program). With participation capped at $200,000, the interest rate reduction on a $1,000,000 loan has been insufficient to attract these large borrowers. A greater interest rate reduction will provide adequate incentive to these municipalities. A $500,000 limit is reasonable because it gives these borrowers the same relative benefit (a 50% reduction in interest costs) as smaller borrowers.

For the reasons stated above, the commissioner believes that the proposed rule amendment is reasonable and necessary to effect the purpose and intent of the statutory authorization.

C. If the agency is a multimember agency as provided in Minnesota Statutes, section 15.0597, subdivision 1a, the certificate of the multimember agency's authorizing resolution or a copy of a delegation of authority. The resolution must direct and delegate to an individual the authority to sign and to give the notice of the agency's intent to adopt the rule without a public hearing. The delegation of authority must expressly authorize an individual to sign and to give the notice of the agency's intent to adopt a rule without a public hearing. The resolution or delegation of authority must be adopted at a meeting duly called and attended by a quorum. For the recommended format of the resolution, see part 2010.9910.

D. A copy of the proposed rule with a certificate of approval as to form by the revisor of statutes attached.

E. The notice of intent to adopt a rule without a public hearing as mailed. The notice must be signed by a person authorized to adopt the rule or authorized to sign and give notice of the intent to adopt the rule without a public hearing and must contain the following:

(1) A statement that the agency intends to adopt a rule without a public hearing pursuant to the authority of [citation to the specific statutory authority for the proposed rule] and is following the procedures set forth in the Administrative Procedure Act for adopting rules without a public hearing in Minnesota Statutes, sections 14.22 to 14.28.

(2) A statement that the public has 30 days in which to submit comment in support of or in opposition to the proposed rule or any part or subpart of the proposed rule and that comment is encouraged.

(3) A statement that each comment should identify the portion of the proposed rule addressed, the reason for the comment and any change proposed.

(4) A statement that 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.

(5) A statement of the manner in which persons may submit comments or requests for a public hearing.

(6) A statement that 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) A statement that if a public hearing is required, the agency will proceed pursuant to Minnesota Statutes, sections 14.131 to 14.20.

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

(9) A statement that 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 form relates to legality; a statement that any person may request notification of the date of submission to the attorney general; and a statement of the manner in which the request must be made.

(10) If an entire rule is proposed to be repealed, a statement stating that fact and citing the rule to be repealed.

(11) A statement that the proposed rule is attached to the notice; or if the proposed rule is not attached to the notice sent to persons on the agency rulemaking mailing list, a statement describing the nature and effect of the proposed rule and the manner in which a free copy may be requested.

(12) A statement that the statement of need and reasonableness is available to the public and the manner in which that document may be requested.

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AND ECONOMIC DEVELOPMENT

(13) If required by Minnesota Statutes, section 14.11, subdivision 1, a statement relating to the expenditure of public money by local public bodies.

(14) If the agency elects to comply with Minnesota Statutes, section 14.115, subdivision 4, by following paragraph (a) of the statute, a statement that the proposed rule will have an impact on small businesses and a description of the probable quantitative and qualitative impact of the proposed rule, economic or otherwise, upon affected classes of persons as provided by Minnesota Statutes, section 14.115, subdivision 4, paragraph (a).

(15) Any other notices required by law or rule to be included in the notice of intent to adopt a rule without a public hearing.

For the recommended format of the notice, see part 2010.9915.

F. The statement of need and reasonableness in support of the proposed rule complying with part 2010.0700.

G. The affidavit of mailing the notice of intent to adopt a rule without a public hearing. The affidavit or affidavits must state that the mailing list maintained by the agency pursuant to Minnesota Statutes, sections 14.22 and 14.14, subdivision 1a is accurate, complete, and current and that the notice of intent to adopt the rule without a public hearing was mailed to all persons and groups whose names appear on the list. If the person who mailed the notice is not the same person who can attest to the accuracy of the mailing list, separate affidavits signed by the appropriate person must be submitted. For the recommended format of the affidavit, see part 2010.9920.

H. A copy or photocopy of the notice of intent to adopt the rule without a public hearing as published in the State Register. The notice as published must contain the statements required by part 2010.0300, item E.

I. Four copies of the rule as adopted. Any modification made to the proposed rule must be reflected on the rule as adopted and be approved as to form by the revisor of statutes.

J. If the agency is a multimember agency as provided in Minnesota Statutes, section 15.0597, subdivision 1a, the certificate of the multimember agency's resolution adopting the rule. The resolution must be adopted at a meeting duly called and attended by a quorum.

The resolution must approve and adopt the rule and authorize a named individual to sign findings of fact, conclusions, and order adopting the rule and perform the necessary acts to provide that the rule has the force and effect of law. If the multimember agency is so empowered, the resolution may also authorize the named person to modify the rule under stated circumstances or as necessary to obtain the approval of the rule by the attorney general. For the recommended format of the resolution, see part 2010.9925.

K. The findings of fact, conclusions, and order adopting the rule which must contain the following:

(1) a statement that proper notice of intent to adopt a rule without a public hearing was given;

(2) a statement that 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;

(3) for rules that establish or adjust fees, a statement that before the notice of intent to adopt rules was submitted to the State Register, a copy of the notice and the proposed rule was sent to the chairs of the house appropriations committee and senate finance committee;

(4) a statement that all persons were given the opportunity to submit comment on the proposed rule for 30 days after the notice of intent to adopt a rule without a public hearing;

(5) a statement of the number of persons that requested a public hearing and the number of persons that requested a public hearing and withdrew their request;

(6) if any changes were made between the rule as proposed and the rule as adopted, findings of fact and conclusions supporting the reasons for the changes and explaining why the changes do not constitute substantial changes as provided in the attorney general rules, part 2010.1000, item D;

(7) if the agency received no requests for a hearing, or received no submissions or comments on the rule required to be submitted to the attorney general by item L, or received no requests for notice of submission of the adopted rule to the attorney general, an applicable statement to that effect; and

(8) a statement that the rule as adopted is needed and reasonable and that the rule is hereby ordered to be adopted and the date on which the order is signed.

The findings of fact, conclusions, and order adopting the rule must be signed by a person authorized to adopt the rule or authorized to sign the findings of fact, conclusions, and order adopting the rule. For the recommended format of the findings of fact, conclusions, and order, see part 2010.9930.

L. All written requests, submissions, or comments on the rule received by the agency except requests solely for copies of the rule or of the statement of need and reasonableness.

M. The declaration of the attorney in the attorney general's office who represents the agency. The declaration must state:

(1) that the attorney has examined the rule and the rulemaking record;

(2) that the Administrative Procedure Act and chapter 2010 have been followed with a listing of any exceptions; and

(3) for attorney general billing purposes, the four-digit docket client code is ___. For the recommended format, see part 2010.9935.

N. The notice of submission of the rule to the attorney general, if applicable. If any persons requested notification of the date of submission of the rule to the attorney general, the notice must be given on the same day the rule is submitted to the attorney general. The notice must contain the following:

(1) the date of submission of the rule to the attorney general;

(2) if the proposed rule has been modified, the notice must state that fact and must state that a free copy of the rule as modified is available upon request from the agency or that a copy of the rule as modified is enclosed with this notice;

(3) the attorney general rule review time period;

(4) a statement that comments may be submitted to the attorney general and that any comments submitted must address only the issue of legality of the rule or the legality of the specific parts or subparts of the rule and make a reference to the attorney general standards of review as set forth in part 2010.1000;

(5) the length of the comment period;

(6) a statement that upon written request to the attorney general a copy of the attorney general decision will be provided;

(7) the address of the attorney general division where comments and requests must be submitted; and

(8) a statement that any written comments to the attorney general must also be submitted simultaneously to a named person for the agency and the address of that person.

For the recommended format of the statement, see part 2010.9940.

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Department of Public Service

Proposed Permanent Rules Relating to Institutional Energy Loans

Rules as Proposed

7606.0040 LOAN PARTICIPATION LIMITS.

The commissioner will participate in a loan from a lender to an applicant up to a maximum of 50 percent of the loan principal or ~~$200,000~~ $500,000, whichever is less. While the commissioner may participate in more than one loan to an applicant, the total participation under this program for any one applicant may not exceed ~~$200,000~~ $500,000.

Approved by Revisor

Office of the Revisor of Statutes

Administrative Rules

TITLE: Proposed Permanent Rules Relating to Institutional Energy Loans

AGENCY: Department of Public Service

MINNESOTA RULES: Chapter 7606

The attached rules are approved for publication in the State Register

Carla M. Riehle
Assistant Revisor

Department of Public Service

In the Matter of the Proposed Adoption of the Rule of the State Department of Public Service Governing the Institutional Energy Program	NOTICE OF INTENT TO ADOPT A RULE WITHOUT A PUBLIC HEARING

(1) Notice is hereby given that the State Department of Public Service 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, sections 14.22 to 14.28. The statutory authority to adopt the rule is contained in Minnesota Statutes, section 216C.09.

(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 agency will proceed pursuant to Minnesota Statutes, sections 14.131 to 14.20.

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

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

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

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

(12) A Statement of Need and Reasonableness that describes the need for and reasonableness of each provision of the proposed rule and identifies the data and information relied upon to support the proposed rule has been prepared and is available from Mr. de Fiebre upon request.

(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 Mr. de Fiebre at the address given above.

Dated: December 3, 1990

Tony Perpich, Commissioner
Department of Public Service

In the Matter of the Proposed Adoption of the Rule of the State Department of Public Service Governing the Institutional Energy Loan Program

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

STATE OF MINNESOTA)
)ss.
COUNTY OF RAMSEY)

Judith Schmidt, 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 Public Service rulemaking mailing list is accurate, complete, and current as of this 17th day of December 1990.

Judith Schmidt

Subscribed and sworn to before me this 17th day of December, 1990

Madelene Harris

MADELENE HARRIS
NOTARY PUBLIC — MINNESOTA
CHISAGO COUNTY
My Commission expires 8-17-91

Jeremy de Fiebre, being sworn says:

That on the 14th day of December 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 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.

Jeremy de Fiebre

Subscribed and sworn to before me this 17th day of December, 1990

Madelene Harris

MADELENE HARRIS
NOTARY PUBLIC — MINNESOTA
CHISAGO COUNTY
My Commission expires 8-17-91

Department of Public Service

In the Matter of the Proposed Adoption of the Rule of the State Department of Public Service Governing the Institutional Energy Program	NOTICE OF INTENT TO ADOPT A RULE WITHOUT A PUBLIC HEARING

Notice is hereby given that the State Department of Public Service 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, sections 14.22 to 14.28. The statutory authority to adopt the rule is contained in Minnesota Statutes, section 216C.09.

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 agency will proceed pursuant to Minnesota Statutes, sections 14.131 to 14.20.

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

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

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

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

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

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 Mr. de Fiebre at the address given above.

Dated: December 3, 1990

Tony Perpich, Commissioner
Department of Public Service

Department of Public Service

Proposed Permanent Rules Relating to Institutional Energy Loans

Rules as Proposed

7606.0040 LOAN PARTICIPATION LIMITS.

The commissioner will participate in a loan from a lender to an applicant up to a maximum of 50 percent of the loan principal or ~~$200,000~~ $500,000, whichever is less. While the commissioner may participate in more than one loan to an applicant, the total participation under this program for any one applicant may not exceed ~~$200,000~~ $500,000.

Approved
by Revisor _____

<<<< R U L E S >>>>

People receiving information on rule changes

Company / Person	Street / City, State, Zip	Code
RUDY BOSCHWITZ	HART STATE OFFICE BLDG-RM SH506 WASHINGTON, DC 20510	MCD
DAVID DURENBERGER	RUSSELL BLDG-RM 154 WASHINGTON, DC 20510	MCD
WILLIAM FRENZEL	LONGWORTH OFFICE BLDG-RM 1026 WASHINGTON, DC 20515	MCD
MICHAEL JOHNSON	117 FIFTH ST W - BOX 95 BLUE EARTH, MN 56013	RULES
RALPH T KEYES	2240 MIDLAND GRV RD ST PAUL, MN 55113	RULES
JAMES L OBERSTAR	RAYBURN OFFICE BLDG-RM 2351 WASHINGTON, DC 20515	MCD
RONALD E OLSON	5416 70TH ST W EDINA, MN 55435	RULES
TIMOTHY PENNY	CANNON OFFICE BLDG-RM 436 WASHINGTON, DC 20515	MCD
ALFRED J ROSS	6356 WARE RD LINO LAKES, MN 55014	RULES
MARTIN O SABO	RAYBURN OFFICE BLDG. - RM 2201 WASHINGTON, DC 20515	MCD
ARLAN STANGELAND	RAYBURN OFFICE BLDG. - RM 2245 WASHINGTON, DC 20515	MCD
BRUCE F VENTO	RAYBURN OFFICE BLDG. - RM 2304 WASHINGTON, DC 20515	MCD
VIN WEBER	CANNON OFFICE BLDG. - RM 106 WASHINGTON, DC 20515	MCD
ADMIN HEARING OFFICE SAM RUHLE	310 FOURTH AVE - RM 400 MINNEAPOLIS, MN 55415	RULES
ALABAMA DEPT OF ENERGY & COMM AFFR THOMAS HOLMES	3465 NORMAN BRIDGE RD PO BOX 250347 MONTGOMERY, AL 36125	SEO
ALASKA ENERGY OFFICE	949 E. 36TH AVE - RM 400 ANCHORAGE, AK 99508	SEO

<<<< R U L E S >>>>

People receiving information on rule changes

Company / Person	Street / City, State, Zip	Code
ARIZONA ENERGY OFFICE MARK GINSBERG	1700 WASHINGTON ST W PHOENIX, AZ 85007	SEO
ARKANSAS ENERGY OFFICE-ECON PLAN	1 CAPITOL MALL-RM 2C 105 LITTLE ROCK, AR 72201	SEO
BEMIDJI CHAMBER OF COMMERCE	BOX 850 BEMIDJI, MN 56601	RULES
BRAINERD WATER & LIGHT DEPT WALTER C SJOLUND	501 LAUREL ST-BOX 373 BRAINERD, MN 56401	RULES
BROEKER GEER LMTD. JOHN M BROEKER	8500 NORMANDALE LK BLVD #1510 MINNEAPOLIS, MN 55437	RULES
CALIFORNIA ENERGY COMMISSION	1516 NINTH ST SACRAMENTO, CA 95814	SEO
CARLTON COUNTY HUMAN SERVICES WILLIAM K. PINSONNAULT	BOX 316, 1215 AVENUE C CLOQUET, MN 55720	RULES
CITY OF BELLE PLAINE DAVID J UNMACHT	420 MAIN ST E BELLE PLAINE, MN 56011	RULES
CITY OF CIRCLE PINES JAMES KEINATH	200 CIVIC HEIGHTS CIRCLE CIRCLE PINES, MN 55014	RULES
CLOQUET CITY OF WILLIAM SCHLENVOGT	508 CLOQUET AVE CLOQUET, MN 55720	RULES
COLORADA OFFICE OF ENERGY CONSERV ROLAND RIVERA	112 14TH AVE E DENVER, CO 80203	SEO
COLUMBIA DIST OF ENERGY UNIT	613 G ST. N.W. WASHINGTON, DC 20001	SEO
CONNECTICUT ENERGY DIVISION BRADFORD S. CHASE	80 WASHINGTON ST HARTFORD, CT 06106	SEO
COOPERATIVE POWER ASSN ROBERT P AMBROSE	14615 LONE OAK RD EDEN PRAIRIE, MN 55344	RULES
COOPERATIVE POWER ASSN ADE MUSSELL	14615 LONE OAK ROAD EDEN PRAIRE, MN 55344	RULES
COTTONWOOD CO OFFICES FARLEY GRUNIG	COURTHOUSE WINDOM, MN 56101	RULES

<<<< R U L E S >>>>

People receiving information on rule changes

Company / Person	Street / City, State, Zip	Code
DAIRYLAND POWER COOPERATIVE ALBERT D DIAL	BOX 817 LACROSSE, WI 54602	RULES
DELAWARE ENERGY OFFICE	FEDERAL ST-BOX 1401 DOVER, DE 19903	SEO
DORSEY AND WHITNEY BECKY A COMSTOCK	220 SIXTH ST S-RM 2300 MINNEAPOLIS, MN 55402	RULES
DORSEY AND WHITNEY WILLIAM J. KEPPEL	2200 FIRST BANK PL E MINNEAPOLIS, MN 55402	RULES
E W A INC	133 FIRST AVE NORTH MINNEAPOLIS, MN 55401	RULES
ENERGY PROGRAM DEPT OF CONS AFFAIRS NELSON ESPINELL	PO BOX 41059-MINILLAS STATION SANTRUCE, PR 00940	SEO
ENERGY RESOURCE CENTER VALDI STEFANSON	427 ST CLAIR AVE ST PAUL, MN 55102	RULES
FARIBAULT AREA CHAMBER OF COMMERCE ELAINE KENOW	228 CENTRAL AVE -- P. O. BOX 434 FARIBAULT, MN 55021	RULES
FLORIDA ENERGY OFFICE	BRYANT BLDG-RM 301 TALLAHASEE, FL 32301	SEO
FRIDLEY CITY OF JIM ROBINSON	6431 UNIVERSITY AVE NE FRIDLEY, MN 55432	RULES
GEO. A. HORMEL & CO DOUGLAS D. HAHN, P.E.	BOX 800 AUSTIN, MN 55912	RULES
GEORGIA OFFICE OF ENERGY RESOURCES	270 WASHINGTON ST SW-STE 615 ATLANTA, GA 30334	SEO
GUAM ENERGY OFFICE	BOX 2950 AGANA, GM 96910	SEO
HASTINGS CITY OF THOMAS HARMENING	100 SIBLEY ST HASTINGS, MN 55033	RULES
HAWAII ENERGY OFFICE	335 MERCHANT ST. RM 110 HONOLULU, HI 96813	SEO
HENN CNTY ENVIRONMENT & ENERGY OFF BEN KERMMOADE	822 SOUTH 3RD ST. SUITE 300 MINNEAPOLIS, MN 55415	RULES

<<<< R U L E S >>>>

People receiving information on rule changes

Company / Person	Street / City, State, Zip	Code
HENN CNTY ENVIRONMENT & ENERGY OFF LUTHER D. NELSON	822 SOUTH 3RD ST. SUITE 300 MINNEAPOLIS, MN 55415	RULES
HENNEPIN CO PROPERTY MANAGEMENT JOHN G MCMILLAN	HENN CNTY GOVT CNTR.BLDG OFC-A LEVL MINNEAPOLIS, MN 55487	RULES
HESSIAN, MCKABY AND SODERBERG JEROME M. SODERBERG	4700 IDS Center Minneapolis, MN 55402	RULES
HONEYWELL INC W C VIITALA	HONEYWELL PLAZA-BOX 524 MINNEAPOLIS, MN 55440	RULES
IDAHO OFFICE OF ENERGY	450 STATE ST. W BOISE, ID 83720	SEO
ILLINOIS INST OF NAT RESOURCES	325 ADAMS ST W-RM 300 SPRINGFIELD, IL 62704	SEO
INDIANA ENERGY OFFICE	1 CAPITOL ST N-STE 700 INDIANAPOLIS, IN 46204	SEO
IOWA DEPT OF NATURAL RESOURCES ENERGY BUREAU	WALLACE STATE OFFICE BLDG DES MOINES, IA 50319	SEO
KANSAS CORP COMM-RESEARCH & ENERGY	STATE OFFICE BLDG-FOURTH FLR TOPEKA, KS 66612	SEO
KENTUCKY ENERGY CABINET LANA ROGERS	P.O. BOX 3249 FRANKFORT, KY 40603	SEO
LAKE SUPERIOR INDUSTRIAL BUREAU ALFRED E FRANCE	306 SUPERIOR ST W-#1408 ALWORTH DULUTH, MN 55802	RULES
LEFEVERE AND LEFLER JOHN E DRAWZ	2000 FIRST BANK PLACE WEST MINNEAPOLIS, MN 55402	RULES
LEHMANN & ASSOC INC ERNEST K LEHMANN	430 FIRST AVE N. - RM 790 MINNEAPOLIS, MN 55401	RULES
LEVANDER GILLEN MILLER & MAGNUSON ROGER C MILLER	633 CONCORD ST-RM 402-BOX 298 S ST PAUL, MN 55075	RULES
LINDBERG ASSOCIATES CLARENCE P LINDBERG	750 PLAZA DR S MENDOTA HTS, MN 55120	RULES
LOUISIANA DEPT OF NAT RESOURCES	BOX 94396 BATON ROUGE, LA 70804	SEO

<<<< R U L E S >>>>

People receiving information on rule changes

Company / Person	Street / City, State, Zip	Code
LUVERNE CITY OF STEVEN L. PERKINS	203 MAIN ST E - BOX 348 LUVERNE, MN 56156	RULES
LYMAN LUMBER CO JUDITH A. JANICKE	300 MORSE AVE - BOX 40 EXCELSIOR, MN 55331	RULES
MAINE OFFICE OF ENERGY RESOURCES	STATE HOUSE-STN 53 AUGUSTA, ME 04333	SEO
MANKATO AREA CHAMBER OF COMMERCE	BOX 999 MANKATO, MN 56002	RULES
MARYLAND ENERGY OFFICE JAN SHOREY	45 CALVERT ST. ANNAPOLIS, MD 21401	SEO
MASSACHUSETTS ENERGY POLICY OFFICE	100 CAMBRIDGE ST-RM 1500 BOSTON, MA 02202	SEO
MICHIGAN ENERGY ADMINISTRATION	BOX 30228 LANSING, MI 48909	SEO
MINN ASSN OF TOWNSHIPS DAVID FRICKE	BOX 267 - 705 CENTRAL AVE. E. ST MICHAEL, MN 55376	RULES
MINN ATTORNEY GEN OFC-ANTITRUST DIV THOMAS F PURSELL	117 UNIV AVE - SECOND FLR ST PAUL, MN 55155	RULES
MINN AUTO DEALERS ASSN LOUIS W CLAESON JR	277 UNIVERSITY AVE ST PAUL, MN 55103	RULES
MINN COOPERATIVES ASSN OF ALLEN GERBER	480 CEDAR ST - RM 580 ST PAUL, MN 55101	RULES
MINN GOVERMENT REPORT JEAN DAWSON	STATE CAPITAL BLDG - PRESS RM B2 ST PAUL, MN 55155	RULES
MINN HOUSING FINANCE AGENCY HEIDE E. WHITNEY	400 SIBLEY ST - STE 300 ST PAUL, MN 55101	RULES
MINN LEGIS COMM TO REVIEW ADMIN RUL MARYANNE V HRUBY	STATE OFFICE BLDG - RM 55 ST PAUL, MN 55155	RULES
MINN MULTI HOUSING ASSN JOHN HORNER	4740 PARK GLEN RD MINNEAPOLIS, MN 55416	RULES
MINN PETROLEUM COUNCIL DARREL BUNGE	350 ST. PETER ST. - RM 1025 ST PAUL, MN 55102	RULES

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People receiving information on rule changes

Company / Person	Street / City, State.Zip	Code
MINN POLLUTION CONTROL AGENCY Gerald Willet	520 LAFAYETTE RD. N. ST. PAUL, MN 55155	RULES
MINN POWER CO ELAINE DEBEIR	30 SUPERIOR ST W DULUTH, MN 55802	RULES
MINN POWER CO JAMES A ROBERTS	30 SUPERIOR ST W DULUTH, MN 55802	RULES
MINN STATE UNIV SYSTEM MARY E STANTON	555 PARK ST-STE 230 ST PAUL, MN 55105	RULES
MINNEGASCO TRACY BRIDGE	201 SEVENTH ST S MINNEAPOLIS, MN 55402	RULES
MINNEGASCO INC. GEORGE H. LOFGREN	P.O. BOX 1165 MINNEAPOLIS, MN 55440	RULES
MINNESOTA SENATE DONALD J FRANK	STATE CAPITOL BLDG-RM G10 ST PAUL, MN 55155	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 DIV	1520 E. 6TH AVE HELENA, MT 59620	SEO
MONTEVIDEO CITY OF A.J. JOHNSON	BOX 676 MONTEVIDEO, MN 56265	RULES
MONTICELLO CITY OF	250 BROADWAY ST E MONTICELLO, MN 55362	RULES
MPLS BLDG OWNERS & MGRS ASSN INC. ARTHUR W OLOFSON	927 SOO LINE BLDG-105 5TH ST S. MINNEAPOLIS, MN 55402	RULES
NEBRASKA ENERGY OFFICE ANN BROCKHOFF	BOX 95085 LINCOLN, NB 68509	SEO
NEVADA COMM SERVICES-ENERGY OFFICE	1100 WILLIAM ST E RM 117 CARSON CITY, NV 89710	SEO
NEW HAMPSHIRE GOV COUNCIL ON ENERGY MALTZIE SCOTT	2 1/2 BEACON ST CONCORD, NH 03301	SEO

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People receiving information on rule changes

Company / Person	Street / City, State, Zip	Code
NEW JERSEY DEPT OF COMM & ECON DEV ROBERT J. GOLDEN JR.	101 COMMERCE ST RM 204 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 CHARLES STUBER	2 ROCKEFELLER PLAZA-10TH FLR ALBANY, NY 12223	SEO
NORTH CAROLINA ENERGY DIV	BOX 25249 RALEIGH, NC 27611	SEO
NORTH CENTRAL PUBLIC SERVICE CO. JAMES A SMITH	1080 MONTREAL AVE ST PAUL, MN 55116	RULES
NORTH DAKOTA OFFICE OF ENERGY	STATE CAPITOL BLDG-14TH FL BISMARCK, ND 58505	SEO
NORTH MARIANA ISLANDS ENERGY PLANNR	P.O. BOX 340 SAIPAN, MR 96950	SEO
NORTHERN PRODUCTS LOG HOMES, INC. Allison T. Beaulieu	P.O. BOX 616 BANGOR, ME 04401	RULES
NORTHERN STATES POWER C. GARY ANDERSON	414 NICOLLET MALL MINNEAPOLIS, MN 55401	RULES
NORTHERN STATES POWER - LAW DEPT. JOSEPH D. BIZZANO JR.	414 NICOLLET MALL MINNEAPOLIS, MN 55401	RULES
NORTHERN STATES POWER CO KEITH H WIETECKI	414 NICOLLET MALL MINNEAPOLIS, MN 55401	RULES
NORTHERN SUN ALLIANCE JOAN VANHALA	1519 FRANKLIN AVE E MINNEAPOLIS, MN 55404	RULES
OHIO DEPT OF ENERGY	30 BROAD ST E-24TH FLOOR COLUMBUS, OH 43266	SEO
OKLAHOMA DEPT OF ENERGY	2101 N. LINCOLN BLVD. OKLAHOMA CITY, OK 73105	SEO
OREGON DEPT OF ENERGY	625 MARION ST NE SALEM, OR 97310	SEO
OWATONNA PUBLIC UTILITIES DAVID M. MARTIN	P.O. BOX 800 OWATONNA, MN 55060	RULES

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People receiving information on rule changes

Company / Person	Street / City, State, Zip	Code
PEPIN DAYTON HERMAN JOHN H HERMAN	150 FIFTH ST-STE 2300 MINNEAPOLIS, MN 55402	RULES
PHILLIPS LEGISLATIVE SERVICE INC WILLIAM L PHILLIPS	459 RICE ST - 3RD FLOOR ST PAUL, MN 55103	RULES
POPHAM HAIK LAW FIRM ROBERT S BURK	3300 PIPER JAFFERY TOWER MINNEAPOLIS, MN 55402	RULES
Q S S INC CHARLES KROEGER	BOX 838 FARIBAULT, MN 55021	RULES
REGION FIVE REG DEVEL COMM DAVE WEIRENS	611 IOWA AVE STAPLES, MN 56479	RULES
RHODE ISLAND ENERGY OFFICE	275 WESTMINISTER MALL PROVIDENCE, RI 02903	SEO
RICHFIELD CITY OF BRUCE NORDQUIST	6700 PORTLAND AVE S RICHFIELD, MN 55423	RULES
SAAG CHRISTOPHER K. SANDBERG	BREMER TOWER-RM 1100 ST PAUL, MN 55101	RULES
SAMOA ENERGY OFFICE MATT Le'i	TERRITORIAL ENERGY OFFICE PAGO PAGO, SM 96799	SEO
SIERRA CLUB	1313 - 5TH ST. S.E. RM 323 MINNEAPOLIS, MN 55414	RULES
SMITH ARCHITECTURE & PLANNING RALPH SMITH	117 GLENWOOD AVE SUITE #204 RALEIGH, NC 27603	
SOUTH CAROLINA ENERGY OFFICE	1201 MAIN ST #1710 COLUMBIA, SC 29201	SEO
SOUTH DAKOTA OFFICE-ENERGY POLICY STEVE WEGMAN	217 1/2 W. MISSOURI PIERRE, SD 57501	SEO
ST CLOUD AREA CHAMBER OF COMMERCE THOMAS MOORE	26 N. SIXTH AVE ST CLOUD, MN 56302	RULES
ST LOUIS CO PLANNING & ZONING OFF MARK JOHNSON	COURTHOUSE DULUTH, MN 55802	RULES
ST PAUL CITY OF JAN GAFTERLAND	445 CITY HALL ST PAUL, MN 55102	RULES

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People receiving information on rule changes

Company / Person	Street / City, State, Zip	Code
STATE GOVERNMENT AFFAIRS 3M CO WILLIAM J. LANGLOIS	BLDG 225-5N-04 3M CENTER ST PAUL, MN 55144	RULES
TENNESSEE ENERGY OFFICE	320 - 6TH AVE. N. NASHVILLE, TN 37219	SEO
TEXAS ENERGY OFFICE	1700 NO. CONGRESS AVE SUITE 640 AUSTIN, TX 78701	SEO
THE ENERGY CONSERVATORY ROBERT NEVITT	5158 BLOOOMINGTON AVE S MINNEAPOLIS, MN 55417	RULES
TRI COUNTY COMM ACTION PROG MARK G SEXTON	404 SECOND AVE NE LITTLE FALLS, MN 56345	RULES
U OF M ROBERT W SNYDER	1994 BUFORD AVE-RM 248COB ST PAUL, MN 55108	RULES
U S DEPT OF INTERIOR-FISH &WILDLIFE ROBERT F. WELFORD	400 SIBLEY ST-STE 50 ST PAUL, MN 55101	RULES
U.S. HOUSE OF REPRESENTATIVES GERRY SIKORSKI	CANNON OFFICE BLDG-RM 414 WASHINGTON, DC 20515	MCD
UNITED POWER ASSN BRUCE HAUSCHULZ	HIGHWAY 10 ELK RIVER, MN 55330	RULES
UNITED POWER ASSN REYNOLD S RAHKO	HWY 10 E ELK RIVER, MN 55330	RULES
UNOCAL CORP DAVE HENDERSON	1650 GOLF RD E SCHAUMBURG, IL 60196	RULES
UPPER MINN VALLEY REG DEVEL COMM OTTO SCHMID	323 SCHLIEMAN AVE W APPLETON, MN 56208	RULES
UTAH ENERGY OFFICE - 3 TRAID CENTER MICHAEL JOHNSON	355 WEST NORTH TEMPLE - Room 450 SALT LAKE CITY, UT 84180	SEO
VERMONT STATE ENERGY OFFICE	STATE OFFICE BLDG MONTPELIER, VT 05602	SEO
VIRGIN ISLANDS ENERGY OFFICE	BOX 2996 ST THOMAS, VI 00801	SEO
VIRGINIA ENERGY OFFICE JENNIFER SNEAD	2201 W. BROAD ST. RICHMOND, VA 23220	SEO

<<<< R U L E S >>>>

People receiving information on rule changes

Company / Person	Street / City, State, Zip	Code
WALDORF CORP GARY KAZUIKEWICA	2250 WABASHA ST ST PAUL, MN 55114	RULES
WASHINGTON CO HRA SAM GRIFFITH	455 BROADWAY AVE ST PAUL PK, MN 55071	RULES
WASHINGTON STATE ENERGY OFFICE	400 UNION ST E-FIRST FL OLYMPIA, WA 98504	SEO
WINTHROP AND WEINSTINE JOHN A KNAPP	444 CEDAR ST-STE 1800 ST PAUL, MN 55101	RULES
WISCONSIN STATE PLANNING&ENERGY DIV	BOX 7868 MADISON, WI 53707	SEO
WYOMING ENERGY CONSERVATION OFFICE	2301 CENTRAL AVE CHEYENNE, WY 82002	SEO
YAGGY, COLBY ASSOCIATES	717 THIRD AVE SE BOX 7038 ROCHESTER, MN 55903	RULES
ZENK, READ, TYPSTAD & ASSOC. LARRY A READ	BOX 689-OLD HIGHWAY 65 N. ALBERT LEA, MN 56007	RULES

(3) the name or names and titles of the persons supervising or directing the provision of each rehabilitative and therapeutic service; and

(4) a statement, every 30 days, by the therapist providing or supervising the services, other than an initial evaluation, that the therapy's nature, scope, duration, and intensity are appropriate to the medical condition of the recipient in accordance with *Minnesota Statutes*, section 256B.433, subdivision 2.

REPEALER. *Minnesota Rules*, part 9500.1070, subparts 12 to 15, are repealed effective July 1, 1991.

EFFECTIVE DATE. *Minnesota Rules*, parts 9505.0290, subpart 3; 9505.0385; 9505.0386; 9505.0390; 9505.0391; 9505.0392; 9505.0410; 9505.0411; and 9505.0412 are effective July 1, 1991.

Department of Public Service

Proposed Permanent Rules Relating to Institutional Energy Loans

Notice of Intent to Adopt a Rule Without a Public Hearing

NOTICE IS HEREBY GIVEN that the State Department of Public Service 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*, sections 14.22 to 14.28. The statutory authority to adopt the rule is contained in *Minnesota Statutes*, section 216C.09.

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 agency will proceed pursuant to *Minnesota Statutes*, sections 14.131 to 14.20.

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

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

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

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

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

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 Mr. de Fiebre at the address given above.

Dated: 3 December 1990

Tony Perpich, Commissioner
Department of Public Service

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.

Rules as Proposed

7606.0040 LOAN PARTICIPATION LIMITS.

The commissioner will participate in a loan from a lender to an applicant up to a maximum of 50 percent of the loan principal or ~~$200,000~~ $500,000, whichever is less. While the commissioner may participate in more than one loan to an applicant, the total participation under this program for any one applicant may not exceed ~~$200,000~~ $500,000.

Board of Technical Colleges

Proposed Permanent Rules Relating to Teacher License, Dental Hygiene Instruction

Notice of Intent to Adopt a Rule Without a Public Hearing

NOTICE IS HEREBY GIVEN that the State Board of Technical Colleges 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*, Section 14.22 to 14.28. The statutory authority to adopt the rules is *Minnesota Statutes* 136C.04, Subdivision 9.

All persons have 30 days until 4:30 p.m., Friday, January 18, 1991, 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 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 agency will proceed pursuant to *Minnesota Statutes*, Sections 14.131 to 14.20.

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

Georgia Pomroy, License Revision Specialist
State Board of Technical Colleges
100 Capitol Square Building
550 Cedar Street
St. Paul, MN 55101
Telephone: 612-296-0680

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

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

A Statement of Need and Reasonableness that describes the need for and reasonableness of each provision of the proposed rule and identifies the data and information relied upon to support the proposed rule has been prepared and is available from Georgia Pomroy at the above address and phone, upon request.

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 wish to receive a copy of the adopted rule must submit the written request to Georgia Pomroy at the above-mentioned address.

Helen Henrie, Deputy Chancellor
State Board of Technical Colleges

Rules as Proposed (all new material)

3700.0440 DENTAL HYGIENE INSTRUCTOR.

Subpart 1. **May teach.** A teacher who has a dental hygiene instructor's license may teach in the dental hygiene program and may also teach courses or content which are specific to dental hygiene anywhere in the technical colleges.

Subp. 2. **Other requirements.** The applicant must meet the requirements in part 3700.0100 and the requirements for a teacher in the health occupational area under part 3700.0400.

Subp. 3. **Educational and occupational experience requirement.** The applicant must meet the following requirements:

A. be a graduate of a dental or dental hygiene program accredited by the American Dental Association (ADA) Commission on Dental Accreditation;

STATE OF MINNESOTA

DEPARTMENT OF PUBLIC SERVICE

In the Matter of the Proposed Adoption of the Rule of the State Department of Public Service Governing the Institutional Energy Loan Program	FINDINGS OF FACT, CONCLUSIONS, AND ORDER ADOPTING RULE WITHOUT A PUBLIC HEARING

(1) Notice of the Commissioner's intent to adopt the above-entitled rule was published in the State Register on December 17, 1990 and was sent by United States mail to all persons on the list maintained by the agency pursuant to Minnesota Statutes, section 14.14, subdivision 1a and 14.22 on December 14, 1990. (2) The statement of need and reasonableness was prepared before the notice of intent to adopt a rule without a public hearing was sent 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 agency.

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

Based on the evidence in the record before the agency, I find that the above-captioned rule is needed and reasonable. (8)

NOW, THEREFORE, IT IS ORDERED that the rule identified as 7606.0040 is adopted this 19 day of February, 1991, pursuant to the authority vested in me by Minnesota Statutes, section 216C.09.

(9) Krista L. Sanda

Krista L. Sanda, Commissioner
Department of Public Service

In the Matter of the Adoption
of the Rule of the State Department of
Public Service Governing the Institutional
Energy Loan Program

DECLARATION
OF COUNSEL

I, Mary Jo Murray, Special Assistant Attorney General, do hereby delcare 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 85 0014 0731.

Mary Jo Murray
Special Assistant
Attorney General