

4405.0100 DEFINITIONS.

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

Subp. 2. **Agency.** "Agency" means a member agency of the board as defined in Minnesota Statutes, section 116C.03, subdivision 2.

Subp. 3. **Board.** "Board" means the Minnesota Environmental Quality Board.

Subp. 4. **Chairperson.** "Chairperson" means the person designated in Minnesota Statutes, section 116C.03, subdivision 3a, to chair board meetings and perform duties as designated in Minnesota Statutes, chapters 116C and 116D, or as directed by the board or by rules adopted by the board.

Subp. 5. **Contested case.** "Contested case" means a proceeding as defined in Minnesota Statutes, section 14.02, subdivision 3, and conducted in accordance with Minnesota Statutes, sections 14.57 to 14.62, and parts 1400.5010 to 1400.8400.

Subp. 6. **EQB Monitor.** "EQB Monitor" means the publication of the board which contains notices required under Minnesota Statutes, chapters 116C and 116D, or under rules adopted by the board and of other relevant information.

Subp. 7. **Hearing.** "Hearing" means a fact-finding proceeding held under Minnesota Statutes, chapters 116C and 116D, and rules adopted under these chapters or any other fact-finding proceeding authorized by the board which is not conducted under Minnesota Statutes, chapter 14.

Subp. 8. **Administrative law judge.** "Administrative law judge" means the person or persons assigned by the chief administrative law judge under Minnesota Statutes, section 14.50.

Subp. 9. **Interested persons.** "Interested persons" means those persons who have expressed interest in receiving notice of all board meetings or those persons who have expressed interest in a specific project or action of the board.

Subp. 10. **Party.** "Party" means any person whose legal rights, duties, or privileges may be determined in a contested case or board hearing and any person who has intervened in a contested case or hearing.

Subp. 11. **Person.** "Person" means a natural person, state, municipality, or other governmental unit or political subdivision or other agency or instrumentality, a public or private corporation, partnership, firm, association, or other organization, receiver, trustee, assignee, agent, or other legal representative of the foregoing, and any other entity.

Subp. 12. **Presiding officer.** "Presiding officer" means the person who chairs the board meeting in the absence of both the chairperson and vice chairperson.

Subp. 13. **Quorum.** "Quorum" means a majority of the permanent members of the board as established under Minnesota Statutes, section 116C.03, subdivision 2, excluding vacancies.

Subp. 14. **Regular meeting.** "Regular meeting" means the board meeting regularly scheduled for the third Thursday of each month.

Subp. 15. **Service; serve.** "Service" or "serve" means personal service or, unless otherwise provided by law, service by first class United States mail, postage prepaid, and addressed to the party at the last known address. Service by mail is complete upon the placing of the item to be served in the mail. Agencies of the state of Minnesota may also serve by depositing the item with central mailing section, Department of Administration.

Subp. 16. **Southern Minnesota Rivers Basin Council.** "Southern Minnesota Rivers Basin Council" means the council as defined in Minnesota Statutes, section 116C.41, subdivision 2.

Subp. 17. **Special meeting.** "Special meeting" means meetings of the board other than the regular meetings.

Subp. 18. **Subcommittee.** "Subcommittee" means a group of board members, less than a quorum, authorized by the board to accomplish a specific objective.

Subp. 19. **Task force.** "Task force" means a group of individuals authorized by the board to accomplish a specific objective.

Subp. 20. **Technical representative.** "Technical representative" means a designated representative of an agency member of the board.

Subp. 21. **Vice chairperson.** "Vice chairperson" means the person elected by the board to serve as chairperson in the absence of the chairperson.

Statutory Authority: *MS s 14.06; 116C.66; 116D.04; 116G.04; 216E.16*

History: *9 SR 333; L 1984 c 640 s 32; 26 SR 391*

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