

**9210.0805 DEFINITIONS.**

Subpart 1. **Scope.** The terms defined in this part apply to parts 9210.0800 to 9210.0855. For terms not defined in this part, the definitions in Minnesota Statutes, sections 115A.03 and 115D.03, apply unless the context requires otherwise.

Subp. 2. **Capital costs.** "Capital costs" are:

- A. acquisition of machinery and equipment, including freight and installation; or
- B. leasehold improvements related to item A.

Subp. 3. **Direct loan.** "Direct loan" means a loan made by the Minnesota Pollution Control Agency without the contractual participation of a financial institution or other financial assistance provider.

Subp. 4. **Commissioner.** "Commissioner" means the commissioner of the Minnesota Pollution Control Agency.

Subp. 5. **Environmental assistance.** "Environmental assistance" means projects or practices related to collection, processing, recycling, reuse, resource recovery, source reduction, and prevention of waste, hazardous substances, toxic pollutants, and problem materials; pollution prevention projects or practices; the collection, recovery, processing, purchasing, or market development of recyclable materials or compost; resource conservation; and environmental education.

Subp. 6. **Financial institution.** "Financial institution" means a bank, trust company, mortgage company, credit union, mortgage banker, national banking association, savings bank, savings association, building and loan association, insurance company, financial organization dealing in commercial credit or venture capital, or a lender certified by the secretary of Housing and Urban Development or by the secretary of Veterans Affairs, or approved or certified by the administrator of the Farmers Home Administration or any other financial lending institution, whether organized under federal law or the laws of any state of the United States, and whether located within or without this state.

Subp. 7. **Agency.** "Agency" means the Minnesota Pollution Control Agency.

Subp. 8. **Participation loan.** "Participation loan" means a loan, made to an eligible applicant by a financial institution or other financial assistance provider, in which the Minnesota Pollution Control Agency purchases a share of the financial institution or provider's loan to the eligible applicant by means of a participation agreement.

Subp. 9. **Person.** "Person" means any human being, any municipality or other governmental or political subdivision or other public agency, any public or private corporation, any partnership, firm, association, or other organization, any receiver, trustee, assignee, agent, or other legal representative of any of the foregoing, or any other legal entity, but does not include the Pollution Control Agency.

Subp. 10. **Provider.** "Provider" means financial assistance providers other than financial institutions, such as governmental agencies and nonprofit organizations.

Subp. 11. **Real property.** "Real property" means fixed or stationary property, such as buildings or land.

**Statutory Authority:** *MS s 115A.0716*

**History:** *22 SR 23; L 2005 1Sp1 art 2 s 161*

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