

September 5, 2025

VIA EFILING ONLY

Addison Otto
520 Lafayette Rd
Saint Paul, MN 55101
addison.otto@state.mn.us

Re: *In the Matter of the Proposed Amendments to Rules Governing Air Quality – Air Toxics Emissions Reporting Rule*
CAH 71-9003-39354
Revisor R-4599

Dear Addison Otto:

Enclosed herewith and served upon you please find the **ORDER ON REVIEW OF MODIFICATIONS UNDER MINN. STAT. § 14.16** in the above-entitled matter. On August 28, 2025, the Court of Administrative Hearings received for review the submissions of the Minnesota Pollution Control Agency as modified pursuant to the April 21, 2025 Report of Administrative Law Judge Jessica A. Palmer-Denig. The Minnesota Pollution Control Agency's rule modifications are approved as to legality. Please ensure that a signed order adopting the rules is filed with the Court of Administrative Hearings. The Court of Administrative Hearings will request copies of the finalized rules from the Revisor's office following receipt of that order. The Court of Administrative Hearings will file the adopted rules with the Secretary of State, who will forward one copy to the Revisor of Statutes, one copy to the Governor, and one to the Minnesota Pollution Control Agency for its rulemaking record.

The Minnesota Pollution Control Agency's next step is to arrange for publication of the Notice of Adoption in the State Register. Two copies of the Notice of Adoption provided by the Revisor's office should be submitted to the *State Register* for publication. A permanent rule without a hearing does not become effective until five working days after Notice of Adoption is published in the State Register in accordance with Minn. Stat. § 14.27.

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If you have any questions regarding this matter, please contact William Moore at (651) 361-7893, william.t.moore@state.mn.us or via facsimile at (651) 539-0310.

Sincerely,

A handwritten signature in cursive script that reads "Cara Hunter".

CARA HUNTER
Legal Assistant

Enclosure

cc: Legislative Coordinating Commission
Ryan Inman

STATE OF MINNESOTA
COURT OF ADMINISTRATIVE HEARINGS

In the Matter of the Proposed
Amendments to Rules Governing Air
Quality – Air Toxics Emissions Reporting
Rule

**ORDER ON REVIEW OF
MODIFICATIONS UNDER
MINN. STAT. § 14.16**

This matter came before Interim Chief Judge Tim O'Malley upon the request of the Minnesota Pollution Control Agency (MPCA) for a review of its draft Order Adopting Rules. The MPCA made modifications to the rules following approval by Administrative Law Judge Jessica A. Palmer-Denig on April 21, 2025. The MPCA seeks a review under Minn. Stat. § 14.16, subd. 1 (2024), and confirmation that the modifications made by the MPCA do not make the rules substantially different under Minn. Stat. § 14.05, subd. 2 (2024). The record related to the MPCA's request for review was complete on August 28, 2025.

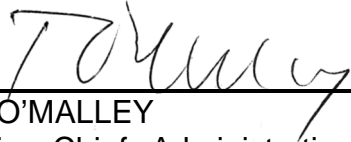
Based upon a review of the written submissions by the MPCA,

IT IS HEREBY ORDERED THAT:

1. The clarifying changes made by the MPCA to the above-referenced rules are consistent with those recommended by Judge Palmer-Denig and do not make the rules substantially different under Minn. Stat. § 14.05, subd. 2.

2. The MPCA's rule modifications are **APPROVED**.

Dated: September 5, 2025



TIM O'MALLEY
Interim Chief Administrative Law
Judge