

February 17, 2023

VIA E-FILING ONLY

Mary H. Lynn
Principal Planner
Minnesota Pollution Control Agency
520 Lafayette Rd N
Saint Paul, MN 55155
mary.lynn@state.mn.us

Re: *In the Matter of the Notice of Intent to Adopt Expedited Rules Without a Public Hearing - Proposed Amendments to Rules Governing Dry Cleaner Environmental Response and Reimbursement, Minnesota Rules Chapter 7152*
OAH 22-9003-38798; Revisor R-4774

Dear Ms. Lynn:

Enclosed herewith and served upon you please find the **ORDER ON REVIEW OF RULES UNDER MINN. STAT. § 14.389 AND MINN. R. 1400.2410**. With the approval of these expedited rules, the Office of Administrative Hearings has closed this file and is returning the rule record to the Agency so that the Agency can maintain the official rulemaking record in this matter as required by Minn. Stat. § 14.365.

Please ensure that the Agency's signed order adopting the rules is filed with our office. The Office of Administrative Hearings will request the finalized rules from the Revisor's office following receipt of that order. The Office of Administrative Hearings will then file the adopted rules with the Secretary of State, who will forward one copy to the Revisor of Statutes and one copy to the Minnesota Pollution Control Agency. **Pursuant to Minn. Stat. § 14.389, subd. 3 and Minn. R. 1400.2410, subp. 5, the Agency is responsible for filing a copy of the expedited rules with the Governor.**

The Agency's next step is to arrange for publication of the Notice of Adoption in the State Register. The Agency should request copies of the Notice of Adoption from the Revisor's Office. One copy should be placed in the official rulemaking record. Two copies of the Notice of Adoption should be sent to the State Register for publication. Please note that if the final expedited rule is different from the rule originally published, an agency must publish a copy of the changes in the State Register. An expedited rule becomes effective upon publication of the Notice of Adoption in the State Register in accordance with Minn. Stat. § 14.389, subd. 3.

Mary H. Lynn
February 17, 2023
Page 2

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,



NICHOLE HELMUELLER
Legal Assistant

Enclosure

cc: Legislative Coordinating Commission
Office of the Revisor of Statutes

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Notice of Intent to Adopt Expedited Rules Without a Public Hearing - Proposed Amendments to Rules Governing Dry Cleaner Environmental Response and Reimbursement, Minnesota Rules Chapter 7152

**ORDER ON REVIEW
OF RULES UNDER
MINN. STAT. § 14.389
AND MINN. R. 1400.2410**

On February 8, 2023, the Minnesota Pollution Control Agency (Agency) filed documents with the Office of Administrative Hearings (OAH) seeking review and approval of the above-entitled rules under Minn. Stat. § 14.389 (2022) and Minn. R. 1400.2410 (2021).

Based upon a review of the written submissions by the Agency, and the contents of the rulemaking record,

IT IS HEREBY DETERMINED THAT:

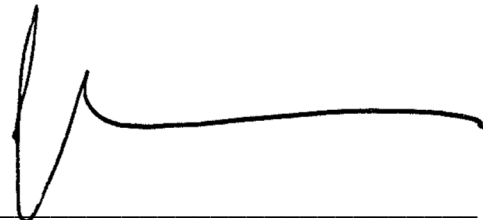
1. The proposed rules were adopted in compliance with the procedural requirements of Minnesota Statutes, chapter 14 (2022), and Minnesota Rules, chapter 1400 (2021).

2. According to Minn. Stat. § 115B.50, subd. 4 (2022), and 2016 Minn. Laws ch. 123 § 5,¹ the Agency has the statutory authority to adopt these proposed rules using the expedited rulemaking process.

IT IS HEREBY ORDERED THAT:

The proposed rule parts are **APPROVED**.

Dated: February 17, 2023



Christa L. Moseng
Administrative Law Judge

¹ As implemented in Minn. R. 7152.0900 (2021).