

February 11, 2025

VIA EFILING ONLY

Justin Kwong
Attorney at Law
Minnesota Department of Health
PO Box 64882
Saint Paul, MN 55164
justin.kwong@state.mn.us

**Re: In the Matter of Minn. R. 4731, Proposed Amendment to Rules
Governing Radiation Safety
OAH 21-9000-40152; Revisor 4793**

Dear Justin Kwong:

Enclosed herewith and served upon you is the **ORDER ON REVIEW OF RULES UNDER MINN. STAT. § 14.26** in the above-entitled matter. The Administrative Law Judge has determined there are no negative findings in these rules.

The Office of Administrative Hearings has closed this file and is returning the rule record so that the Minnesota Department of Health 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. Our office will then 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 agency for its rulemaking record. The Department will then receive from the Revisor's office three copies of the Notice of Adoption of the rules.

The Department'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 a 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 black ink, reading "Nichole Sletten". The signature is fluid and cursive, with the first name "Nichole" and last name "Sletten" clearly distinguishable.

NICHOLE SLETTEN
Legal Assistant

Enclosure

cc: Legislative Coordinating Commission
Revisor of Statutes

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of Minn. R. 4731, Proposed
Amendment to Rules Governing Radiation
Safety

**ORDER ON REVIEW OF
RULES UNDER
MINN. STAT. § 14.26**

The Minnesota Department of Health (Department) is seeking review and approval of the above-entitled rules, which the Department is adopting pursuant to Minn. Stat. § 14.26 (2024). On February 5, 2025, the Office of Administrative Hearings (OAH) received the documents that must be filed by the Department under Minn. Stat. § 14.26 and Minn. R. 1400.2310 (2023). Based upon a review of the written submissions and filings, Minnesota Statutes, and Minnesota Rules,

IT IS HEREBY DETERMINED:

1. The Department has the statutory authority to adopt the rules under Minn. Stat. §§ 144.1202, subd. 2, .1203.
2. The rules are adopted in compliance with the procedural requirements of Minnesota Statutes, chapter 14 (2024), and Minnesota Rules, chapter 1400 (2023).
3. The record demonstrates the rule amendments are needed and reasonable.

IT IS HEREBY ORDERED THAT:

The rule amendments are **APPROVED**.

Dated: February 11, 2025


KIMBERLY MIDDENDORF
Administrative Law Judge