

July 22, 2024

**VIA EFILING ONLY**

Andrea Barker  
Minnesota Department of Transportation  
395 John Ireland Blvd  
Saint Paul, MN 55155  
[andrea.barker@state.mn.us](mailto:andrea.barker@state.mn.us)

**Re: In the Matter of the Proposed Permanent Rules Relating to Bridge Rehabilitation, Construction, and Reconstruction, Minnesota Rules 8810.8000, 8810.8200, 8810.8300, 8810.8400  
OAH 5-9037-39834; Revisor 04830**

Dear Andrea Barker:

Enclosed herewith and served upon you is the **ORDER APPROVING RULES** 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 Transportation 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.

Andrea Barker  
July 22, 2024  
Page 2

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

Sincerely,

A handwritten signature in black ink that reads "Nichole Sletten". The script is cursive and fluid, 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 the Proposed Permanent  
Rules Relating to Bridge Rehabilitation,  
Construction, and Reconstruction,  
Minnesota Rules 8810.8000, 8810.8200,  
8810.8300, 8810.8400

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

The Minnesota Department of Transportation (Department) seeks review and approval of the amendments to Minnesota Rules 8810.8000, 8810.8200, 8810.8300, and 8810.8400, which the Department adopted pursuant to Minn. Stat. § 14.26 (2022), without a public hearing.

On July 12, 2024, the Department filed with the Office of Administrative Hearings all documents required under Minn. Stat. § 14.26 and Minn. R. 1400.2310 (2023).

Based upon a review of the written submissions and filings, as well as Minnesota Statutes and Rules,

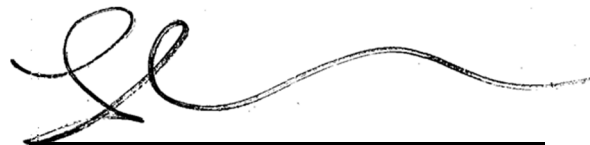
**IT IS HEREBY DETERMINED:**

1. The Department has the statutory authority to adopt the amendments to the rules under Minn. Stat. § 174.50, subd. 7(a).
2. The Board adopted the rule amendments in compliance with the procedural requirements of Minn. Stat. §§ 14.001-.69 (2022) and Minn. R. 1400.2000-.2310 (2023).
3. There were no modifications to the proposed rules made after the publication of the rules in the *State Register* on April 15, 2024.
4. The record demonstrates the rule amendments are needed and reasonable.

**THEREFORE, IT IS ORDERED THAT:**

The rules are **APPROVED**.

Dated: July 22, 2024

A handwritten signature in black ink, appearing to read 'JM', followed by a horizontal line.

JIM MORTENSON  
Administrative Law Judge