

March 11, 2022

VIA EFILING ONLY

Mary H. Lynn
Principal Planner
Minnesota Pollution Control Agency
520 Lafayette Rd N
Saint Paul, MN 55115
mary.lynn@state.mn.us

**Re: *In the Matter of the Matter of the Proposed Rule Amendments
Governing Air Quality, Minnesota Rules Chapters 7002, 7005, 7007,
7009, 7011, 7017, and 7019
OAH 71-9003-37193; Revisor R-4678***

Dear Ms. Lynn:

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 Pollution Control Agency can maintain the official rulemaking record in this matter as required by Minn. Stat. § 14.365 (2020). 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 Agency will then receive from the Revisor's office three copies of the Notice of Adoption of the rules.

The 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 a Notice of Adoption is published in the State Register in accordance with Minn. Stat. § 14.27 (2020).

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If you have any questions regarding this matter, please contact Denise Collins at (651) 361-7875, denise.collins@state.mn.us or via facsimile at (651) 539-0310.

Sincerely,

A handwritten signature in black ink that reads "Michelle Severson". The signature is written in a cursive, flowing style.

MICHELLE SEVERSON
Legal Assistant

Enclosure

cc: Legislative Coordinating Commission
Revisor of Statutes

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Matter of the Proposed
Rule Amendments Governing Air Quality,
Minnesota Rules Chapters 7002, 7005,
7007, 7009, 7011, 7017, and 7019

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

The Minnesota Pollution Control Agency (MPCA or Agency) seeks review and approval of the above-entitled rules, which the MPCA adopted pursuant to Minn. Stat. § 14.26 (2020). On March 2, 2022, the Agency filed all documents required by Minn. Stat. § 14.26 and Minn. R. 1400.2310 (2021) with the Office of Administrative Hearings.

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

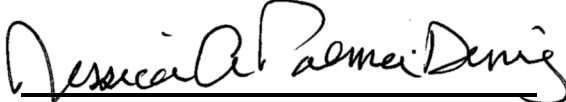
IT IS HEREBY DETERMINED:

1. The MPCA has the statutory authority to adopt the rules.
2. The MPCA adopted the rules in compliance with the procedural requirements of Minn. Stat. §§ 14.01-.69 (2020) and Minn. R. 1400.2000-.2310 (2021).
3. The modifications to the rules made by the Agency following publication of the proposed rules in the *State Register* do not result in a substantially different rule within the meaning of Minn. Stat. §§ 14.05, subd. 2, .24.
4. The record demonstrates the rules are needed and reasonable.

IT IS HEREBY ORDERED THAT:

The rules are **APPROVED**.

Dated: March 11, 2022


JESSICA A. PALMER-DENIG
Administrative Law Judge