

Minnesota Pollution Control Agency

NOTICE OF INTENT TO ADOPT EXPEDITED RULES WITHOUT A PUBLIC HEARING

Proposed Expedited Amendment to Rules Relating to the Waste Management Capital Assistance Program, *Minnesota Rules*, Chapter 9210; Revisor's ID Number R-04815

Introduction. The Minnesota Pollution Control Agency (MPCA) intends to adopt rules under the expedited rulemaking process following the rules of the Court of Administrative Hearings (CAH), *Minnesota Rules*, part 1400.2410, and the Administrative Procedure Act, *Minnesota Statutes*, section 14.389. You may submit written comments on the proposed expedited rules until **4:30 p.m. on Tuesday, December 30, 2025**.

Subject of the Expedited Rules and Statutory Authority. The proposed expedited rules implement legislative changes to the Solid Waste Capital Assistance Program in 2023 Laws of Minnesota, chapter 60, article 3, sections 9 to 13, to update the existing Rules to be consistent with the cited Session Law. The statutory authority to adopt the rules is *Minnesota Statutes*, § 116.07, subdivisions 2 and 4. The statutory authority to adopt the rules under the expedited rulemaking process is Minnesota Laws 2024, chapter 116, article 2, section 1, subsection 32. A copy of the proposed rules is published in the *State Register*.

Comments. You have until **4:30 p.m. on Tuesday, December 30, 2025**, to submit written comment in support of or in opposition to the proposed expedited rules and any part or subpart of the rules. Your comment must be in writing and received by the Agency contact person by the due date. Your comment should identify the portion of the proposed expedited rules addressed and the reason for the comment. In addition, you are encouraged to propose any change desired. You must also make any comments that you have on the legality of the proposed rules during this comment period. If the proposed expedited rules affect you in any way, the MPCA encourages you to participate in the rulemaking process.

Submit written comments via:

1. the CAH Rulemaking eComments website (<https://minnesotaoah.granicusideas.com>);
2. U.S. Mail delivered to the Court of Administrative Hearings attn: William Moore, 600 North Robert Street, P.O. Box 64620, St. Paul, Minnesota 55164-0620; or
3. fax at 651-539-0310.

You may view frequently asked questions about the CAH Rulemaking eComments website at https://mn.gov/oah/assets/ecomments-faq_tcm19-82012.pdf. Any questions about submitting comments via the eComments website should be directed to William Moore of the CAH at 651-

361-7900 or by email at william.t.moore@state.mn.us; please note that you may not submit rulemaking comments by phone or email. All comments received are public data and will be available for review at the CAH Rulemaking eComments website at <https://minnesotaoah.granicusideas.com/discussions> and at the CAH, 600 North Robert Street, P.O. Box 64620, St. Paul, Minnesota 55164-0620.

Agency Contact Person. Submit questions about the rules to Daniel Gonzalez at Minnesota Pollution Control Agency, 520 Lafayette Rd, St Paul, MN 55155; telephone 651-757-2290; or daniel.gonzalez@state.mn.us. Please note that the MPCA cannot accept rulemaking comments by phone or email.

Modifications. The MPCA may modify the proposed expedited rules using either of two avenues: 1) The Agency may modify the rules directly so long as the modifications do not make them substantially different as defined in *Minnesota Statutes*, section 14.05, subdivision 2, paragraphs (b) and (c). Or 2) the Agency may adopt substantially different rules if it follows the procedure under *Minnesota Rules*, part 1400.2110. If the final rules are identical to the rules originally published in the *State Register*, the Agency will publish a Notice of Adoption in the *State Register*. If the final rules are different from the rules originally published in the *State Register*, the Agency must publish a copy of the changes in the *State Register*.

Alternative Format. Upon request, this information can be made available in an alternative format, such as large print, braille, or audio. To make such a request, please contact the Agency Contact Person at the address or telephone number listed above.

Lobbyist Registration. *Minnesota Statutes*, chapter 10A, requires each lobbyist to register with the State Campaign Finance and Public Disclosure Board. You may direct questions about this requirement to the Campaign Finance and Public Disclosure Board at Suite #190, Centennial Building, 658 Cedar Street, St. Paul, Minnesota 55155; or telephone 651-539-1180 or 1-800-657-3889.

Adoption and Review of Expedited Rules. The MPCA may adopt the rules at the end of the comment period. The Agency will then submit the rules and supporting documents to the CAH for review for legality. You may ask to be notified of the date that the MPCA submits the rules. If you want to be so notified, to receive a copy of the adopted rules, or to register with the MPCA to receive notice of future rule proceedings, submit your request to the Agency Contact Person listed above.

October 22, 2025

Date



Katrina Kessler
Commissioner