

January 15, 2022

The Honorable Frank Hornstein, Chair  
House Transportation Finance & Policy Committee  
545 State Office Building  
Saint Paul, MN 55155

The Honorable Scott Newman, Chair  
Senate Transportation Finance & Policy Committee  
3105 Minnesota Senate Building  
Saint Paul, MN 55155

The Honorable John Petersburg, GOP Lead  
House Transportation Finance & Policy Committee  
217 State Office Building  
Saint Paul, MN 55155

The Honorable Scott Dibble  
Ranking Minority Member  
Senate Transportation Finance & Policy Committee  
2213 Minnesota Senate Building  
Saint Paul, MN 55155

RE: Minnesota Department of Transportation's Rulemaking Docket and Official Rulemaking Record Submission

Dear Legislators:

This letter provides the annual submittal required by [Minnesota Statutes, section 14.116 \(a\)](#), which states:


“By January 15 each year, each agency must submit its rulemaking docket maintained under section [14.366](#), and the official rulemaking record required under section [14.365](#) for any rule adopted during the preceding calendar year, to the chairs and ranking minority members of the legislative policy and budget committees with jurisdiction over the subject matter of the proposed rule.”

A copy of MnDOT's current rulemaking docket is provided with this letter below. The docket can also be accessed by clicking the link here, [Rules Adopted During 2021](#).

The Department did not adopt any rules during 2021.

Please feel free to contact me at 612 398-6469 if you have any questions or would like copies of rulemaking documents.

Yours very truly,



Beth Scheffer  
Construction Law Supervisor and Rules Coordinator  
Office of Chief Counsel

# MnDOT Statutes and Rules

## Rulemaking Docket

In accordance with [Minnesota Statutes, Section 14.366](#), MnDOT is required to maintain this public rulemaking docket, which lists all pending rulemaking proceedings.

### Pending rulemakings

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#### Transportation for Elderly, Disabled; Chapter 8840

- **MnDOT contact:** William Jensen-Kowski, 395 John Ireland Blvd. MS 420, St. Paul, MN 55155. [William.Jensen-Kowski@state.mn.us](mailto:William.Jensen-Kowski@state.mn.us), 651-336-3649.
- **Revisor No.:** R-04593
- **Current Status/ Timetable:** MnDOT published a Request for Comments and met with an advisory committee. MnDOT considered stakeholder input to update the rules. MnDOT plans to publish a dual notice of intent to adopt a rule during the first quarter of 2022.
- **Published Notices (SR cite):** Request for Comments, 44 SR 586 (11/12/2019)
- **Comment Period/Inspection Location & Time:** Comment period formally opened when the Request for Comments was published and will remain open until further notice. A new comment period will begin upon publication of the dual notice.
- **Hearing Information (Location, Requests for Public Hearings & Inspection):** N/A
- **Date of Rule Adoption:** TBD
- **Date Filed with SOS:** TBD
- **Effective Date of Rule:** TBD

#### Limousines; Chapter 8880

- **MnDOT contact:** Laura Roads, 395 John Ireland Blvd. MS 420, St. Paul, MN 55155. [Laura.Roads@state.mn.us](mailto:Laura.Roads@state.mn.us), 651-366-3647.
- **Revisor No.:** R-04594
- **Current Status/ Timetable:** MnDOT published a Request for Comments and solicited input from specific stakeholders about draft amendments. MnDOT plans to publish a dual notice of intent to adopt a rule by the summer of 2022.
- **Published Notices (SR cite):** Request for Comments, 44 SR 1479 (06/08/2020)
- **Comment Period/Inspection Location & Time:** Comment period formally opened when the Request for Comments was published and will remain open until further notice. A new comment period will begin upon publication of the dual notice.

- **Hearing Information (Location, Requests for Public Hearings & Inspection):** N/A
- **Date of Rule Adoption:** TBD
- **Date Filed with SOS:** TBD
- **Effective Date of Rule:** TBD

## Aeronautics, Chapter 8800

- **MnDOT contact:** Rylan Juran (airport zoning rules), MnDOT Office of Aeronautics, 395 John Ireland Boulevard, St. Paul, Minnesota 55155. [Rylan.Juran@state.mn.us](mailto:Rylan.Juran@state.mn.us), 651-234-7190.
- **Revisor No.:** R-04655 (airport zoning rules); R-04654 (future housekeeping updates to Chap. 8800)
- **Current Status/ Timetable:** MnDOT published a Request for Comments and is drafting proposed rule amendments to the airport zoning rules. The draft zoning rules will be made available on a web page dedicated to the rulemaking in the first quarter of 2022, and informal notice will be sent to stakeholders that the rule draft is available for comment. MnDOT plans to publish a dual notice of intent to adopt a rule in mid to late 2022 regarding the airport zoning rules. After MnDOT completes the zoning rulemaking, the Aeronautics Office will start a new rulemaking to make housekeeping amendments to the rest of Chapter 8800. MnDOT has not yet formally opened a comment period on those rules.
- **Published Notices (SR cite):** Request for Comments, 46 SR 566 (10/25/2021).
- **Comment Period/Inspection Location & Time:** Comment period formally opened when the Request for Comments was published and will remain open until further notice. A new comment period will begin upon publication of the dual notice.
- **Hearing Information (Location, Requests for Public Hearings & Inspection):** N/A
- **Date of Rule Adoption:** TBD
- **Date Filed with SOS:** TBD
- **Effective Date of Rule:** TBD

## Recently completed rulemakings

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### Public Transit; Chapter 8835

- **MnDOT contact:** Laura Nehl-Trueman, 395 John Ireland Blvd. MS 430, St. Paul, MN 55155 651-366-4173 [Laura.nehl-trueman@state.mn.us](mailto:Laura.nehl-trueman@state.mn.us).
- **Revisor No.:** R-04523
- **Current Status/ Timetable:** Permanent rules were approved by the Office of Administrative Hearings on 07/31/2019.
- **Published Notices (SR cite):** Request for Comments, 42 SR 807 (1/16/2018); Notice of Intent to Adopt without a Hearing, 43 SR 1317 (05/13/2019); Adoption as Proposed, 44 SR 332 (08/26/2019).
- **Comment Period/Inspection Location & Time:** N/A
- **Hearing Information (Location, Requests for Public Hearings & Inspection):** N/A
- **Date of Rule Adoption:** 07/31/2019
- **Date Filed with SOS:** 08/01/2019
- **Effective Date of Rule:** 09/03/2019