

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Amendments to Rules  
Relating to Submerged Closed Loop Heat  
Exchangers, Minnesota Rules Chapter  
4725

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

The Minnesota Department of Health (Department) seeks review and approval of the amendments to Minnesota Rules Chapter 4725, which the Department adopted pursuant to Minn. Stat. § 14.26 (2024).

On February 12, 2025, the Department filed with the Office of Administrative Hearings a letter requesting administrative review of the proposed rules under Minn. Stat. § 14.26 and Minn. R. 1400.2310 (2023).<sup>1</sup> The Department re-submitted the request and documents on February 18, 2025, to provide clarification regarding consultation with Minnesota Management and Budget (MMB), changes to the proposed rules after publication, and identification of exhibits. The record closed on February 18, 2025.

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. §§ 1031.208, 1031.101, subd. 5 (2024).
2. The Department received no requests for hearing and, therefore, no public hearing was required to be held.
3. The Department adopted the rule amendments in compliance with the procedural requirements of Minn. Stat. §§ 14.001-.69 (2024) and Minn. R. 1400.2000-.2310 (2023).
4. The Department made two modifications to the rule after the publication of the rules in the *State Register* on November 12, 2024. Those modifications changed “one mile” to “one-half mile” in Lines 11.21 and 12.1 of the proposed rule (see Exhibit C).

---

<sup>1</sup> The Department's original filing on February 12, 2025, was deficient and contained inaccurate exhibits. The Department refiled its documents on February 14, 2025.

The modifications did not render the rule substantially different from the rule as originally proposed, when analyzed under Minn. Stat. § 14.05, subd. 2 (2024).

5. The record demonstrates the rule amendments are needed and reasonable.

**THEREFORE, IT IS ORDERED THAT:**

The rules are **APPROVED**.

Dated: February 19, 2025



---

ANN C. O'REILLY  
Administrative Law Judge