

**STATE OF MINNESOTA
DEPARTMENT OF ADMINISTRATION
REORGANIZATION ORDER NO. 176**

Pursuant to Minnesota Statutes 1994, section 16B.37, the following administrative reorganization is made with the prior approval of the Governor.

In order to improve efficiency and avoid duplication in the operation of state government, all powers and duties of the Transportation Regulation Board (hereinafter "Board") for administration, regulation, recordkeeping, operating authority, permitting, ratemaking, rulemaking, and enforcement of transportation laws, rules, and regulations relating to common carriers by rail and motor carriers under Chapters 218, 219, 221, and 222, are transferred to the Commissioner of the Minnesota Department of Transportation. All legislative and quasi-judicial functions and powers conferred on the Board under Chapter 174A shall also transfer to the Commissioner.

Consistent with this transfer of powers and duties, the following positions and their incumbents, with all accrued benefits, are transferred from the Board to the Department of Transportation:

<u>Position Number</u>	<u>Incumbent</u>	<u>Class Title</u>
233480	Mckay, Michael	Trans. Regulation Bd. Spec.
221680	Perry, Timothy S.	Trans. Regulation Bd. Rep.
221330	Swanson, Mary E.	Executive 2

The incumbents shall transfer to the Department of Transportation without reduction of benefits or salary.

The Board shall give to the Commissioner of the Department of Transportation all accounts, contracts, books, maps, plans, papers, records, documents, supplies, and equipment relating to the transferred powers and duties and within its jurisdiction and control.

Rulemaking authority for the Board under Chapters 174A, 218, 219, 221, and 222, is transferred to the Commissioner of the Department of Transportation. All rules in force, adopted, issued, or promulgated by the Board pursuant to the transferred powers and duties remain in effect until amended or repealed in accordance with law.

The Commissioner of the Department of Transportation is the legal successor in all respects of the Board in regard to the transferred powers and duties. The bonds, resolutions, contracts, and liabilities of the Board relating to the powers and duties transferred become the bonds, resolutions, contracts, and liabilities of the Commissioner of the Department of Transportation.

Any proceeding, court action, prosecution, or other business or matter pending on the effective date of the transfer may be conducted and completed by the Commissioner of the Department of Transportation in the same manner, under the same terms and conditions, and with the same effect, as though it involved or were commenced and conducted or completed by the Board prior to the transfer.

The Commissioner of Finance shall make the necessary financial determinations in accordance with Minnesota Statutes 1994, section 16B.37, subdivision 3.


In accordance with Minnesota Statutes 1994, section 16B.37, subdivision 2, this Order is effective upon filing with the Secretary of State and shall remain in effect until amended or superseded.

APPROVED:



ARNE H. CARLSON, GOVERNOR


May 20, 1996
DATE



ELAINE S. HANSEN, COMMISSIONER
DEPARTMENT OF ADMINISTRATION

May 20, 1996
DATE

FILED ACCORDING TO LAW:



JOAN ANDERSON GROWE
SECRETARY OF STATE

July 1, 1996
DATE

