

**7845.7200 PROHIBITED EX PARTE COMMUNICATIONS.**

Subpart 1. **Communications with commissioners.** An ex parte communication, either direct or indirect, must not be made or attempted to be made between a commissioner and a party or a participant concerning:

A. a material issue during a pending contested case proceeding, from the date the matter is referred to the Office of Administrative Hearings until the commission issues its final order and the time to petition for reconsideration expires, or until the commission issues a final order responding to the petition for reconsideration, whichever is later;

B. a material issue in a rulemaking proceeding after the beginning of commission deliberations, from the date the commission posts notice of its deliberations for adoption of rules on the open meeting calendar until the order adopting the rules is issued; or

C. a material issue in a disputed formal petition.

Subp. 2. **Communications with staff.** Ex parte communications with decision-making personnel are not prohibited under Minnesota Statutes, section 216A.037.

**Statutory Authority:** *MS s 216A.037*

**History:** *11 SR 1743; 34 SR 902*

**Published Electronically:** *January 5, 2010*