

**STATE OF MINNESOTA
DEPARTMENT OF ADMINISTRATION
REORGANIZATION ORDER NO. 179**

Pursuant to Minnesota Statutes 1996, 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, the Department of Economic Security's powers and duties for the administration of these programs are transferred to the commissioner of the Department of Children, Families and Learning:

<u>Program Name</u>	<u>Statutory Citation</u>
Oil Overcharge Money	M.S. § 4.071, subd. 3
Residential Weatherization Programs	M.S. § 268.37
Emergency Energy Assistance; Fuel Funds	M.S. § 268.371
Transitional Housing Program	M.S. § 268.38
Foodshelf Program	M.S. § 268.55
Early Childhood Learning and Child Protection Facilities	M.S. § 268.917
Lead Abatement	M.S. § 268.92

Consistent with this transfer of powers and duties, the necessary positions and incumbents, with all accrued benefits, are transferred from the Department of Economic Security to the Department of Children, Families and Learning. Nothing in this order shall be construed as abrogating or modifying any rights now enjoyed by affected employees under the managerial or commissioner's plan under Minnesota Statutes 1996, section 43A.18, or the terms of an agreement between an exclusive representative of public employees and the state or one of its appointing authorities.

The Department of Economic Security shall give to the Department of Children, Families and Learning all contracts, books, maps, plans, papers, records, supplies, and equipment relating to the transferred powers, duties and personnel.

Rulemaking authority for the administration of these powers and duties is transferred to the Commissioner of the Department of Children, Families and Learning. All rules adopted by the Department of Economic Security pursuant to the transferred programs and activities remain in effect and shall be enforced until amended or repealed in accordance with law by the Department of Children, Families and Learning.


The Department of Children, Families and Learning is the legal successor in all respects of the Department of Economic Security in regard to the transferred powers, duties and personnel. The bonds, resolutions, contracts and liabilities of the Department of Economic Security become the bonds, resolutions, contracts and liabilities of the Department of Children, Families and Learning.

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 Department of Children, Families and Learning 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 prior to the transfer by the Department of Economic Security.

The Commissioner of Finance shall make the necessary financial determinations in accordance with Minnesota Statutes 1996, section 16B.37, subdivision 3.


In accordance with Minnesota Statutes 1996, 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 30, 1997
DATE



ELAINE S. HANSEN, COMMISSIONER
DEPARTMENT OF ADMINISTRATION

May 30, 1997
DATE

FILED ACCORDING TO LAW:



JOAN ANDERSON GROWE
SECRETARY OF STATE

July 1, 1997
DATE

