

STATE OF MINNESOTA  
DEPARTMENT OF ENERGY AND ECONOMIC DEVELOPMENT

IN THE MATTER OF THE PROPOSED  
REPEAL OF THE RULES OF THE  
DEPT OF ENERGY AND ECONOMIC  
DEVELOPMENT RELATING TO  
ENTERPRISE ZONES.  
4 MCAR ss 2.501-2.508

STATEMENT OF NEED  
AND REASONABLENESS

This document has been prepared as a verbatim affirmative presentation of the facts necessary to establish the statutory authority, need for and reasonableness of the proposed repeal of the existing rules. It is submitted pursuant to Minnesota Statutes, section 14.23, which requires that the agency prepare a Statement of Need and Reasonableness which shall be available to the public.

The rules being proposed for repeal were adopted on January 17, 1983 (7 SR 1061) according to the non-controversial rule procedures set forth in Minnesota Statutes 14.21-14.28. There were no written comments received nor any requests for hearing during the rulemaking period.

Authority to Repeal the Rule.

Minnesota Statutes, section 116J.10, gives the Commissioner general authority to establish rules. Implicit in the authority to establish rules is the ability to repeal unneeded rules.

Rule Repealer.

The rules proposed for repeal were developed in furtherance of the 1982 enterprise zone legislation (Chap. 523, Laws of Minnesota 1982). As of date of this publication, there are no enterprise zones established under that 1982 statute and the rules proposed for repeal. There are likewise no pending applications for designation as an enterprise zone under that 1982 statute and the rules proposed for repeal.

Chapter 342, Laws of Minnesota 1983, Article VIII, substantially rewrites Minnesota's statutes pertaining to the establishment and operation of enterprise zones. That legislation also specifically provides for the development of new rules. Since the entire rule is no longer functional, it is proposed for repeal. As required by Chapter 342, Laws of Minnesota 1983, the department intends to promulgate new rules to reflect the changes resulting from the 1983 session.

Dated: August 27, 1983