



Annual Report on Obsolete, Unnecessary or Duplicative Rules

Fiscal Year 2015

Report

To the

Legislature

As required by

Minnesota Statutes,

section 14.05

COMMISSIONER:
Brenda Cassellius, Ed. D.

Annual Report on Obsolete,

Unnecessary or Duplicative Rules

December 1, 2014

FOR MORE INFORMATION CONTACT:

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2015

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Cost of Report Preparation

The total cost for the Minnesota Department of Education (MDE) to prepare this report was approximately \$ 216.00. Most of these costs involved staff time in analyzing data from surveys and preparing the written report. Incidental costs include paper, copying, and other office supplies.

Estimated costs are provided in accordance with Minnesota Statutes 2011, section 3.197, which requires that at the beginning of a report to the Legislature, the cost of preparing the report must be provided.



November 24, 2014

Governor Mark Dayton

Legislative Coordinating Commission

Senate E-12 Education Budget Division

House Education Finance Committee

House Education Innovation Policy Committee

Revisor of Statutes

Subject: Annual Report on Obsolete, Unnecessary or Duplicative Rules, as required by Minnesota Statutes, section 14.05, Subdivision 5.

Minnesota Statutes, section 14.05, states:

Review and repeal of rules. By December 1 of each year, an agency must submit to the governor, the Legislative Coordinating Commission, the policy and funding committees and divisions with jurisdiction over the agency, and the revisor of statutes, a list of any rules or portions of rules that are obsolete, unnecessary, or duplicative of other state or federal statutes or rules. The list must also include an explanation of why the rule or portion of the rule is obsolete, unnecessary, or duplicative of other state or federal statutes or rules. By December 1, the agency must either report a timetable for repeal of the rule or portion of the rule, or must develop a bill for submission to the appropriate policy committee to repeal the obsolete, unnecessary, or duplicative rule. Such a bill must include proposed authorization to use the expedited procedures of section 14.389 to repeal or amend the obsolete, unnecessary, or duplicative rule. A report submitted under this subdivision must be signed by the person in the agency who is responsible for identifying and initiating repeal of obsolete rules. The report also must identify the status of any rules identified in the prior year's report as obsolete, unnecessary, or duplicative. If none of an agency's rules are obsolete, unnecessary, or duplicative, an agency's December 1 report must state that conclusion.

2014 Obsolete Rules

The Minnesota Department of Education has not determined any rules to be obsolete, unnecessary or duplicative of other state or federal statutes or rules.

Status of Rules Identified in the 2013 Obsolete Rules Report

The 2013 Obsolete Rule Report discussed the agency's review of the special education rules and desegregation/integration rules. Legislative taskforces were convened to

review these rules. The rulemaking process for the special education rules is nearing completion and the formal rulemaking process for the desegregation/integration rules will be starting soon. As a part of the rulemaking process, the department anticipates that the current desegregation/integration rules will ultimately be repealed as part of the rulemaking process and replaced with amended proposed rules provided appropriate approval by the Office of Administrative Hearings.

If you have any questions regarding this report, please contact me at (651) 582-8215.

Sincerely,

A handwritten signature in black ink, appearing to read "Daron Korte". The signature is fluid and cursive, with the first name "Daron" and last name "Korte" clearly distinguishable.

Daron Korte

Assistant Commissioner

Minnesota Department of Education