

STATE OF MINNESOTA  
DEPARTMENT OF ADMINISTRATION  
REORGANIZATION ORDER NO. 187

Pursuant to Minnesota Statutes 2002, 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, programs and services related to the assistance of crime victims and the functioning of the criminal and juvenile justice system currently spread across a number of agencies are being consolidated within the Department of Public Safety. To achieve these purposes, the following functions, powers, programs, responsibilities and duties relating to crime victim services and criminal and juvenile justice programs are being transferred to the Commissioner of the Department of Public Safety.

The functions, powers, responsibilities and duties of the Ombudsman for Mental Health and Mental Retardation in relation to the Crime Victim Oversight Act, Minnesota Statutes § 611A.72-.74 (2002), as transferred to the Ombudsman for Mental Health and Mental Retardation pursuant to Reorganization Order 184, are hereby transferred to the Commissioner of the Department of Public Safety. Reorganization Order 184 is repealed in its entirety.

The Commissioner of Public Safety will create within the Department of Public Safety an Office of Justice Programs. The Commissioner of Public Safety will appoint a director for the Office of Justice Programs to administer crime victim services and criminal and juvenile justice programs within the Department of Public Safety who will serve at the pleasure of the Commissioner. The position of executive director of the Center for Crime Victim Services, created in Reorganization Order 182 is hereby eliminated. The director of the Office of Justice Programs shall perform and have all of the functions, authority, duties and responsibilities designated in Minnesota Statutes, § 611A.71, subd. 6 and the additional responsibilities assigned by the Commissioner of Public Safety.

The functions, powers, responsibilities and duties of the Office of Strategic and Long Range Planning in relation to the Criminal Justice Statistical Analysis Center, including the functions, powers, responsibilities and duties set forth in Minnesota Statutes, § 4A.06 (2002) including any related federal funding, are transferred to the Department of Public Safety.

The following functions, powers, responsibilities and duties of the Department of Children, Families and Learning are transferred to the Department of Public Safety.

1. The Abused Children Programs, Minnesota Statutes 119A.20-.22 (2002), are transferred to the Commissioner of the Department of Public Safety.
2. Parenting Time Centers, Minnesota Statutes, §§ 119A.37 and 571.08.

The Commissioner of Public Safety may also transfer any other functions, programs, duties or responsibilities under the control of the Commissioner of Public Safety or Department of Public Safety to the Office of Justice Programs.

Consistent with this transfer of powers and duties, all affected personnel, with all accrued benefits, are transferred to the Department of Public Safety.

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, § 43A.18 (2002), or the terms of an agreement between an exclusive representative of public employees and the state or one of its appointing authorities.

Upon the transfer of personnel to the Department of Public Safety, any office space previously occupied by the transferred personnel of the Crime Victim Oversight Office will be closed. The affected agencies shall take all necessary action to terminate any affected leases or contracts.

The transferring agency will give the Department of Public Safety all contracts, books, maps, plans, papers, records, supplies and equipment relating to the transferred activities.

Rulemaking authority of the transferring agency for any of the transferred programs pursuant to any other order, directive, rule or law is transferred to the Department of Public Safety. All rules adopted by the transferring agency pursuant to these transferred functions, powers and duties remain in effect and shall be enforced until amended or repealed in accordance with law by the Department of Public Safety.

The Department of Public Safety is the legal successor in all respects of the transferring agency in regard to the transferred programs, duties and responsibilities. The bonds, resolutions, contracts and liabilities of the transferring agency become the bonds, resolutions, contracts and liabilities of the Department of Public Safety.

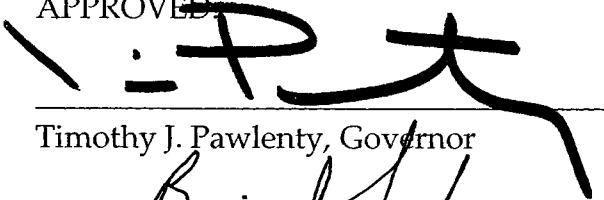
Any proceeding, court action, prosecution, or other business or matter pending on the effective date of the transfer may be conducted and completed by the Department of Public Safety in the same manner under the same terms and conditions and with the same effect, as though it involved or were commenced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

The Commissioner of Finance shall make the necessary financial determinations in accordance with Minnesota Statutes, § 16B.37, subd. 3 (2002). The unexpended balance of any appropriation to the transferring agency for the purposes of any powers, functions or duties that are transferred herein are reappropriated to the Department of Public Safety under the same conditions as the original appropriation to the transferring agency.

Pursuant to Minnesota Statutes § 16B. 37, subd. 2 (2002), copies of this Order were submitted to the chairs of the Governmental Operations committees in the House of Representatives and the Senate at least 30 days before the Order was filed with the Secretary of the Senate.

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

APPROVED:



Timothy J. Pawlenty, Governor



Brian Lamb, Commissioner  
Department of Administration

3/13/03

Date

3/13/03

Date

FILED ACCORDING TO LAW:

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Mary Kiffmeyer, Secretary of State

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Date