



**2006 Annual Report
on Obsolete,
Unnecessary, or
Duplicative Rules**

February 2007

**Report
To the
Legislature**

**As required by
Minn. Stat. §
14.05**

COMMISSIONER:

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Report on
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Legislature**

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**As required by
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Statute § 14.05**

Upon request, this report can be made available in alternative formats.

ESTIMATED COST OF PREPARING THIS REPORT

This report provides information that is maintained and published by the Department of Education as a part of its normal business functions. Therefore, the cost information reported below does not include the cost of gathering the data but rather is limited to the estimated cost of actually analyzing the data, determining recommendations and preparing this report document.

Special funding was not appropriated for the costs of preparing this report.

The estimated cost incurred by the Minnesota Department of Education in preparing this report is \$250.00.



February 13, 2007

Governor Tim Pawlenty

Senator James Metzen, Chair
Legislative Coordinating Commission

Senator Charles W. Wiger, Chair
Senator David W. Hann, Ranking Minority Member
Senate Education Policy

Senator LeRoy Stumpf, Chair
Senator Gen Olson, Ranking Minority Member
Senate E-12 Education Budget Division

Rep. Carlos Mariani, Chair
Rep. Sondra Erickson, Ranking Minority Member
House E-12 Education Policy

Rep. Mindy Greiling
Rep. Bud Heidgerken, Ranking Minority Member
House K-12 Education Finance

Rep. Mary Murphy, Chair
Rep. Randy Demmer, Ranking Minority Member
House Education Finance and Economic Competitiveness Finance Division

Rep. Nora Slawik, Chair
Rep. Rob Eastlund, Ranking Minority Member
House Early Childhood Learning Finance

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.

2006 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.

The Minnesota Department of Education is in the process of revising its special education rules, which will reflect changes made to federal regulations in August 2006.

The Minnesota Department of Education is seeking rulemaking authority from the 2007 Minnesota Legislature for proper implementation, administration, and public review of the state graduation tests.

Status of Rules Identified in the 2005 Obsolete Rules Report

In the 2005 Obsolete Rules Report, no statutes were identified by the department as obsolete.

If you have any questions regarding this report, please contact me at 651/582-8482.

Sincerely,

Amy Roberts
Director of Compliance and Assistance
Amy L. Roberts, J.D.