



November 9, 2018

Governor Mark Dayton
116 Veterans Service Building
20 West 12th Street
St. Paul, Minnesota 55155-2002

Senator Paul E. Gazelka
Senate Majority Leader
95 University Avenue West
St. Paul, Minnesota 55155-1606

Senator Michelle R. Benson, Chair
Health and Human Services Finance and
Policy Committee
95 University Avenue West
St. Paul, Minnesota 55155-1606

Representative Matt Dean, Chair
Health and Human Services Finance
Committee
401 State Office Building
100 Rev Dr Martin Luther King Jr Blvd
St. Paul, Minnesota 55155-1206

Mr. Greg Hubinger, Director
Legislative Coordinating Commission
72 State Office Building
100 Rev Dr Martin Luther King Jr Blvd
St. Paul, Minnesota 55155-1206

Ms. Meagan Rice
Administrator for the Rules Committee
459 State Office Building
100 Rev Dr Martin Luther King Jr Blvd
St. Paul, Minnesota 55155-1206

Representative Joe Schomacker, Chair
Health & Human Services Reform
Committee
509 State Office Building
100 Rev Dr Martin Luther King Jr Blvd
St. Paul, Minnesota 55155-1206

Mr. Paul Marinac
Revisor of Statutes
700 State Office Building
100 Rev Dr Martin Luther King Jr Blvd
St. Paul, Minnesota 55155-1206

**Subject: Annual Report on Obsolete, Unnecessary, or Duplicative Rules, as Required by
Minnesota Statutes, Section 14.05, Subdivision 5.**

Dear Governor Dayton, Senators, Representatives, Legislative Coordinating Commission
Director Hubinger, Committee Administrator Rice, and Revisor Marinac:

Minnesota Statutes, section 14.05, subdivision 5, states:

"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, 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 The list must also include an explanation of why the rule or portion of the rule is obsolete, unnecessary, or duplicative of other state or federal statutes or rules.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."

The Board of Nursing reviewed its rules and found;

1. Minnesota Rule 6310.3100, Subp. 8 is obsolete because licensure verification of licensees residing outside of Minnesota is performed by Nursys®, an online service for electronic verification of licensure among boards of nursing and is addressed in MS. 148.243, and
2. Minnesota Rule 6316.0200 Subp. 3 requiring a fee of \$5.00 for replacement of a document is obsolete because it is addressed in MS 148.243 Subd. 6.

The Board of Nursing will declare its intention to amend Minnesota Rule 6310 and 6316; the process will begin December of 2018 with an anticipated completion date of June 2019.

No other rules were found to be obsolete, unnecessary or duplicative over the course of the last year.

If you have any questions regarding this report, you may contact me at 612-317-3012 or by email at shirley.brekken@state.mn.us.

Sincerely,



Shirley A. Brekken, MS, RN, FAAN
Executive Director