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# **2020 Annual Report on Obsolete, Unnecessary or Duplicative Rules**

Report to the Legislature

As required by Minnesota Statutes, section 14.05

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As requested by Minnesota Statutes, section 3.197: This report cost approximately \$89.77 to prepare, including staff time, printing and mailing expenses.

*Upon request, this material will be made available in an alternative format such as large print, braille or audio recording. Printed on recycled paper.*

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## Legislative Charge

Minnesota Statutes, section 14.05, subdivision 5, requires that:

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 The list must also include an explanation of why the rule or portion of the rule is obsolete, unnecessary, or duplicative of other state or federal statutes or rules.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. State the requirements of the legislative report as set forth by legislative mandate here. Please also include the exact legislative language. Please contact Government Relations if you have questions on your legislative report's charge.<sup>1</sup>

## Executive Summary

This legislative report states that Minnesota Department of Education (the department) has not identified any Minnesota rules that are currently obsolete, unnecessary or duplicate of other state or federal statutes or rules. This report also gives an update of current rulemaking proceedings.

## Introduction

This legislative report will discuss whether there are any Minnesota Rules that are currently obsolete, unnecessary or duplicative of other state or federal statutes or rules. This report will also provide an update on the department's current rulemaking projects.

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<sup>1</sup> [Minn. Stat. § 14.05, subd. 5.](#)

## **2020 Obsolete Rules**

The Minnesota Department of Education has not identified any current rules to be obsolete, unnecessary or duplicative of other state or federal statutes or rules. Therefore, the department does not have any rules to include in this year's Obsolete Rules Report.

## **Status of Rules Identified in the 2019 Obsolete Rules Report**

The department did not take any action on amending or repealing any of the rules identified in the 2019 Obsolete Rules Report.

## **Rulemaking Update**

The department has three current or upcoming rulemaking projects related to K-12 academic standards: Arts, Science and English Language Arts. The rulemaking proceeding for the K-12 academic standards in the Arts is nearly complete. The rulemaking proceeding for the K-12 academic standards in Science is underway. The rulemaking proceeding for the K-12 academic standards in English Language Arts will begin in the next several months.

The department has one current rulemaking project on the topic of special education. The rulemaking proceeding for Minnesota Rules, part 3525.2810, subpart 2, related to the inclusion of state and district wide assessments in an IEP is in process.

## **Conclusion**

The Minnesota Department of Education has not determined any rules to be obsolete, unnecessary or duplicative of other state or federal statutes or rules for the 2020 report.