



State of Minnesota
Minnesota Department of Corrections
Office of the Commissioner

December 1, 1998

To: The Honorable Arne H. Carlson, Governor
The Honorable Allan H. Spear, Senate Crime Prevention Committee Chair
The Honorable Wes Skoglund, House Judiciary Committee Chair
The Honorable Randy Kelly, Senate Crime Prevention/Judiciary Budget Division Chair
The Honorable Mary Murphy, House Judiciary Finance Committee Chair
Michele Timmons, Revisor of Statutes
Legislative Coordinating Commission

Re: Legislative Report on Rules

This report is submitted pursuant to Minn. Stat. §14.05, subd. 5, which provides that agencies report any rules or portions of rules that are obsolete, unnecessary or duplicative, as well as the status of rules identified in last year's report.

At this time there is only one rule for which our agency is responsible that is obsolete, unnecessary or duplicative — Minn. Rules Chapter 6600, the rule of the Board of Pardons. Our agency's responsibility for this rule arises from the fact that pursuant to Minn. Stat. Chapter 638, the commissioner of corrections is secretary to the board. During the next year, it is our plan to suggest to the board that the rule be repealed because the 1991 amendments to the pardon statute and the adoption of Minnesota sentencing guidelines in 1981 make most of the provisions in the rule obsolete.

Last year, the department reported that portions of Minn. Rules Chapter 2940, rules governing supervised release, were obsolete. These rules were updated and renamed this year using the expedited procedures of Minn. Stat. §14.389. Additionally, the department has been working with the Department of Human Services to update and combine all rules related to licensing of juvenile facilities. This "umbrella" rule is nearing the publishing stage and we expect it will be completed within the next several months.

If you need additional information on any of the department's rule-making responsibilities, feel free to contact Jean Whitney, director of Policy and Legal Services, at 651/642-0297.

Sincerely,

A handwritten signature in cursive script, appearing to read "Gothriel J. La Fleur".

Gothriel J. La Fleur
Commissioner

cc: Legislative Reference Library
Chief Clerk of the House
Secretary of the Senate
Jean Whitney, DOC Policy & Legal Services

— Minn. Stat. 14.05 Subd. 5 —
— 1995 Minn. Laws Chap. 233 Art. 2 Sec. 7 Subd. 5 —