



S.F. No. 2236 – Office of Administrative Hearings renaming to the Court of Administrative Hearings provision and remand opportunity provision

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Section 1 [Creation; 14.48, subd. 1] changes the name of the Office of Administrative Hearings to the Court of Administrative Hearings.

Section 2 [Chief administrative law judge; 14.48, subd. 2] is a conforming change.

Section 3 [Writing required; 14.62, subd. 1] is a conforming change.

Section 4 [Administrative law judge decision final; exception; 14.62, subd. 2a] is a conforming change.

Section 5 [Agency request for remand; 14.62, subd. 2b] creates a process for an agency to request a remand of a decision of an administrative law judge that may be a finding of fact, conclusion of law, or recommendation. Specifies information that the agency must include in a request for remand and sets a deadline for requesting a remand with flexibility for good cause shown. Requires the chief judge or designee to accept a request for remand if: (1) the agency rejects a recommendation to grant summary disposition; (2) a party who had procedurally defaulted during an administrative proceeding seeks to participate; or (3) following remand from the Minnesota Court of Appeals or Minnesota Supreme Court, or identification of a mathematical or clerical error, the agency identifies a need for additional proceeding. Requires the chief judge or designee to assign an administrative law judge to conduct proceedings on the remand after a request for remand is accepted by the chief judge or designee.

Section 6 [Revisor instruction] is a conforming change.

Section 7 [Repealer] repeals:

Section 211B.06 that makes a person guilty of a gross misdemeanor for certain actions related to disseminating information in political advertising, campaign

material, or a letter to an editor, that the person knows to be false or communicates to others with reckless disregard of whether it is false; and

Section 211B.08 that precludes a religious, charitable, or education organization from requesting a candidate or committee contribute to an organization, subscribe for the support of a club or organization, buy tickets to entertainment, or pay for space in a publication.



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