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# **2022 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 \$328.19 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 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 The list must also include an explanation of why the rule or portion of the rule is obsolete, unnecessary, or duplicative of other state or federal statutes or rules.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.

## 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 a 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.

## 2022 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 2021 Obsolete Rules Report

MDE's 2021 report did not identify any obsolete rules, and therefore took no action.

## **Rulemaking Update**

### **Current or Upcoming Rulemaking Projects**

The department has four current or upcoming rulemaking projects related to K-12 academic standards: English Language Arts, Social Studies, Mathematics, and Physical Education. The rulemaking proceedings for the K-12 academic standards in English Language Arts, Social Studies and Math are underway. The rulemaking proceeding for the K-12 academic standards in Physical Education will begin in January 2023.

### **Completed Rulemaking Projects**

The rulemaking proceedings for the K-12 academic standards in the Arts and Science are now complete, as is a rulemaking project on Minnesota Rules, part 3525.2810, subpart 2, related to the inclusion of statewide and districtwide assessments in an individualized education program (IEP).

## **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.