

Via Email

November 24, 2025

The Honorable Tim Walz, Governor
State of Minnesota
130 Minnesota State Capitol
Saint Paul, MN 55155

The Honorable Ginny Klevorn, Co-Chair
House State Government Finance and Policy
Committee
5th Floor, Centennial Office Building
Saint Paul, MN 55155

The Honorable Jim Nash, Co-Chair
House State Government Finance and Policy
Committee
2nd Floor, Centennial Office Building
Saint Paul, MN 55155

The Honorable Tou Xiong, Chair
Senate State and Local Government Committee
3203 Minnesota Senate Building
Saint Paul, MN 55155

The Honorable Erin Koegel, Co-Chair
House Transportation Finance & Policy Committee
5th Floor, Centennial Office Building
Saint Paul, MN 55155

The Honorable Jon Koznick, Co-Chair
House Transportation Finance & Policy Committee
2nd Floor, Centennial Office Building
Saint Paul, MN 55155

The Honorable Scott Dibble, Chair
Senate Transportation Committee
3107 Minnesota Senate Building
Saint Paul, MN 55155

Ms. Michelle Yurich, Director
Legislative Coordinating Commission
1st Floor Centennial Office Building
658 Cedar Street
Saint Paul, MN 55155

Mr. Ryan Inman, Revisor
Office of the Revisor of Statutes
3rd Floor, Centennial Office Bldg.
658 Cedar Street
Saint Paul, MN 55155

RE: MnDOT's 2025 Annual Report on Obsolete, Unnecessary, or Duplicative Rules

Dear Governor, Legislators, Revisor, and Director:

[Minn. Stat. 14.05](#), subdivision 5, directs the agency to report to you by December 1 of each year whether any of its rules are obsolete, unnecessary, or duplicative of other state or federal statutes or rules.

Newly Reported Rules

The Department of Transportation has reviewed its rules and found several obsolete, unnecessary, or duplicative rules that have not been previously reported.

Chapter 7800 Motor Carrier Operations

Duties of the Lessor and Lessee

The second paragraph of part [7800.2700](#) references Minnesota Statutes, section 221.296 as well as several subdivisions in Minnesota Statutes, section 221.012 which have been repealed.

Records Kept by the Commissioner

The first and second paragraphs of part [7800.2800](#) reference Minnesota rules which have been repealed. Additionally, MnDOT does not require these records or tariffs be filed, and only household goods movers are required to maintain a tariff. Finally, recordkeeping and retention requirements are also found in statutes and other Minnesota rules.

The Department plans to address the issues in Chapter 7800 in a general housekeeping rule package intended to begin in 2026.

Chapter 8840 Transportation for Elderly, Disabled

Definitions

The definition for “volunteer driver” in part [8840.5100, subpart 21](#), references the wrong paragraph in statute. The reference should be to paragraph (p) not paragraph (h).

Certificate of Compliance Application

Part [8840.5500, subpart 2, item B, subitem \(1\)](#) references a form identified in the Code of Federal Regulations, title 49, part 1023; however, 49 CFR 1023 no longer exists.

Insurance

Part [8840.6000](#), subparts 2 and 4 reference forms identified in the Code of Federal Regulations, title 49, part 1023; however, 49 CFR 1023 no longer exists.

The Department plans to address the issues in Chapter 8840 in a general housekeeping rule package intended to begin in 2026.

Chapter 8850 Motor Carrier Safety

Waiver Application Contents

Part [8850.7300, paragraph E](#), items (1) and (2) reference Minnesota Rule 8850.7100, which has been repealed. The regulations for driver qualification are now contained in Minnesota Statutes, section 221.0314, subdivision 2.

Drivers Declared Out of Service

Part [8850.8950, subpart 2](#), references Minnesota Rule 8850.8900, which has been repealed, and the Code of Federal Regulations, title 49, section 392.5, paragraph (c), which has requirements that are narrower than those in updated Minnesota Statutes. The proper reference is to Minnesota Statutes, section 221.0314, subdivision 9.

Part [8850.8950, subpart 4](#), referenced Minnesota Rule 8850.8350, which has been repealed. Additionally, the Department no longer uses the equipment checklist form identified in the subpart, but rather a new inspection tool which generates a report and identifies issues which need to be fixed. Finally, the subpart references the old name of the office and should be the Minnesota Department of Transportation, Office of Freight and Commercial Vehicle Operations.

The Department plans to address the issues in Chapter 8850 in a general housekeeping rule package intended to begin in 2026.

Chapter 8855 Motor Carrier Insurance

Certificate of Insurance; Bond; Federal Forms

Part [8855.0400](#), references forms identified in the Code of Federal Regulations, title 49, part 1023; however, 49 CFR 1023 no longer exists.

Cancellation of Insurance; Federal Forms

Part [8855.0700](#), references forms identified in the Code of Federal Regulations, title 49, part 1023; however, 49 CFR 1023 no longer exists.

Aggregation of Insurance

Part [8855.0800](#), references forms identified in the Code of Federal Regulations, title 49, part 1043.7; however, 49 CFR 1043.7 no longer exists.

The Department plans to address the issues in Chapter 8855 in a general housekeeping rule package intended to begin in 2026.

Chapter 8885 Lighting for Streets, Highways, Lots

Chapter [8885](#) is obsolete. The purpose of the rule was to establish a minimum energy efficiency standard for lighting in Minnesota to reduce energy consumption. The rule was enacted when the state was moving toward using high pressure sodium lighting and setting the standard at 70 lumens per watt was part of the process. Currently, high pressure sodium lighting is being replaced with LEDs that exceed the 70 lumens per watt standard. No lighting below the standard exists and there is no reason to raise the standard to a higher level; therefore, the rules are obsolete.

Repeal of this chapter will be addressed in a rule package intended to begin in 2026.

Previously Reported Rules

The following obsolete, unnecessary, or duplicative rules have been previously reported on past reports.

Chapter 8800 Aeronautics

Seven-County Metropolitan Region Seaplane Operations

Part [8800.2800](#), subpart 2, item A, identifies lakes in which seaplane operations are permitted within the public waters within the seven-county metropolitan area. Two of the lakes identified in part A are Howard Lake and Mud Lake. The department has become aware that both Howard and Mud Lakes are within a Wildlife Management Area known as Lamprey Pass Wildlife Management Area in Anoka County. Under the [DNR rules, part 6230.0250, subpart 13](#), certain aircraft are prohibited over wildlife management areas as follow: “Aircraft activities that chase, herd, scare, or otherwise disturb wildlife are prohibited over wildlife management areas, except in emergencies or by authorization of the wildlife manager.” Therefore, Howard Lake and Mud Lake need to be removed from the Aeronautics rules, so they do not conflict with the DNR rules. The department has implemented the change, but the rules need to be updated to conform to the DNR requirements.

The Department will remove these references in its aeronautics housekeeping rulemaking (R-04654) currently in progress.

Chapter 8805 Transportation Project Loans

Purpose

The references to the “transportation committee” in part [8805.0050](#) are obsolete because the authority for the committee was removed from [Minn. Stat. § 446A.085](#). See the [2007 Laws of Minnesota, Ch. 96, Art.1, Sec.11](#).

The Department will address these changes in a general housekeeping rule package intended to begin in 2026.

Chapter 8810 Trunk Highway System, Outdoor Advertising Devices

Definitions

The definitions in part [8810.0200](#), subparts 3 and 4, may be repealed because the term “controlled freeway” is now covered by the term “expressway” and is therefore no longer necessary. The definition for expressway was added to statute in 2009 at [Minn. Stat. § 173.02, subd. 19a](#).

Exclusions and Exemptions

The “fully controlled” language in part [8810.0400](#), subpart 2, needs to be removed in accordance with the above-mentioned 2009 statutory amendments.

Spacing and Location for Business Areas

The “fully controlled access freeway” language in part [8810.1100](#), subpart 3, is obsolete needs to be removed in accordance with 2009 “expressway” statutory amendments.

Additional Spacing Requirements

The “fully controlled” and “controlled” freeway language in part [8810.1200](#), subpart 2, are obsolete and need to be removed in accordance with 2009 statutory amendments.

Permits, Fees, and Renewals

Part [8810.1300](#), subpart 3 is unnecessary because it is already covered under [Minn. Stat. § 173.13, subd. 6](#).

The Department will address the issues in Chapter 8810 in a general housekeeping rule package intended to begin in 2026.

Chapter 8855

Cargo Security

Part [8855.0500](#), subpart 2, incorporates by reference forms identified in the Code of Federal Regulations, title 49, part 1023; however, 49 CFR 1023 no longer exists. Minnesota Statutes, section 221.141, subdivision 4, contains the same reference to the Code of Federal Regulations as well as references to certain incorrect forms.

The Department plans to address the issue in a general housekeeping rule package intended to begin in 2026.

Chapter 8880 Limousine Service, Permit Requirements

Definitions

The [2014 Laws of Minnesota, Ch. 175](#), made changes to the statutory definition of limousine that makes the definitions of “limousine,” “station wagon,” and “van” in par [8880.0100](#), subparts 9, 22, and 26 obsolete.

MnDOT Address

In the following rule parts, the address provided for MnDOT for the submission of applications and requests for hearing is obsolete and should be deleted:

- [8880.0400](#) Limousine Service Permit Application; Fees – subpart 1 (Forms)
- [8880.0600](#) Limousine Identification Decal Application; Fees – subpart 1 (Forms)
- [8880.1200](#) Administrative Penalties – subpart 3 (Demand for hearing)
- [8880.1300](#) Suspension or Revocation of Permit – subpart 4 (Demand for hearing)

Cross-References

The following rule parts contain cross-references to other statutes and / or rules that have been repealed; therefore, the references should be removed from the rule.

- In part [8880.0300](#), subpart 3, part 8855.0600, “Names on Insurance Certificates and Bonds,” and part 8855.0850, “Authorized Insurance and Bonding Companies,” are referenced but were repealed 2010. These repealed rule subparts do not change the requirement that anyone providing for-hire limousine service must still follow the insurance standards and requirements in Minnesota Statutes, [168.128](#) and [221.141](#).
- In part [8880.0800](#), subpart 6, item B, subitem (8), Minn. Stat. § 609.21, is referenced but has been renumbered and repealed and should be removed from the rule part.

The Department is currently engaged in rulemaking to update Chapter 8880 that will correct all the defects noted above and intends to publish the Notice of Adoption by the end of January 2026.

Chapter 8855

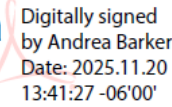
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The Department intends to address this issue in a general housekeeping rule package intended to begin in 2026.

If you have questions regarding this report, please contact me at andrea.barker@state.mn.us or at (651) 366-4029.

Sincerely,

**Andrea
Barker**  Digitally signed
by Andrea Barker
Date: 2025.11.20
13:41:27 -06'00'

Andrea Barker
Policy and Rules Coordinator

Ecc: Nancy Daubenberger, Commissioner
Jean Wallace, Deputy Commissioner
Sara Severs, Deputy Commissioner
Jim Cownie, Chief Counsel