

Minnesota Environmental Quality Board | 520 Lafayette Road North | Saint Paul, MN 55155

December 1, 2025

The Honorable Tim Walz Governor, State of Minnesota Room 130, State Capitol; 75 Rev. Dr. Martin Luther King Jr. Blvd St. Paul, MN 55155

The Honorable Jennifer A. McEwen, Vice Chair Environment, Climate, and Legacy Cmte. 3231 Minnesota Senate Bldg. St. Paul, MN 55155

The Honorable Nick A. Frentz, Chair Energy, Utilities, Environment, and Climate Cmte. 3109 Minnesota Senate Bldg. St. Paul, MN 55155

The Honorable Andrew Mathews, Ranking Member Energy, Utilities, Environment, and Climate Cmte. 2233 Minnesota Senate Bldg. St. Paul, MN 55155

The Honorable Josh Heintzeman, Co-Chair Environment & Natural Resources Finance and Policy Cmte. 2nd Floor Centennial Office Building St. Paul, MN 55155

The Honorable John Burkel, Co-Vice Chair Environment & Natural Resources Finance and Policy Cmte. 2nd Floor Centennial Office Bldg. St. Paul, MN 55155

The Honorable Chris Swedzinski, Co-Chair Energy Finance and Policy Cmte. 2nd Floor Centennial Office Bldg. St. Paul, MN 55155

The Honorable Tom Murphy, Co-Vice Chair Energy Finance and Policy Cmte. 2nd Floor Centennial Office Bldg. St. Paul, MN 55155

Mr. Ryan Inman, Revisor Office of the Revisor of Statutes Centennial Office Bldg. St. Paul, MN 55155 The Honorable Foung Hawj, Chair Environment, Climate, and Legacy Cmte. 3231 Minnesota Senate Bldg. St. Paul, MN 55155

The Honorable Steve Green, Ranking Member Environment, Climate, and Legacy Cmte. 2319 Minnesota Senate Bldg. St. Paul, MN 55155

The Honorable Tou Xiong, Vice Chair Energy, Utilities, Environment, and Climate Cmte. 3203 Minnesota Senate Bldg. St. Paul, MN 55155

The Honorable Peter Fischer, Co-Chair Environment & Natural Resources Finance and Policy Cmte. 5<sup>th</sup> Floor Centennial Office Bldg. St. Paul, MN 55155

The Honorable Kristi Pursell, Co-Vice Chair Environment & Natural Resources Finance and Policy Cmte. 5th Floor Centennial Office Bldg. St. Paul, MN 55155

The Honorable Patty Acomb, Co-Chair Energy Finance and Policy Cmte. 5<sup>th</sup> Floor Centennial Office Bldg. St. Paul, MN 55155

The Honorable Larry Kraft, Co-Vice Chair Energy Finance and Policy Cmte. 5<sup>th</sup> Floor Centennial Office Bldg. St. Paul, MN 55155

Ms. Michelle Yurich, Executive Director Legislative Coordinating Commission 1<sup>st</sup> Floor Centennial Office Bldg. St. Paul, MN 55155 **Subject:** Annual report on obsolete, unnecessary, or duplicative rules as required by Minnesota Statutes, section 14.05, subdivision 5

Dear Governor Walz, Senators, Representatives, Director Yurich and Revisor Inman:

The Environmental Quality Board (EQB) respectfully submits its annual report on obsolete, unnecessary, or duplicative rules as required by Minn. Stat. § 14.05, subd. 5:

"By December 1 of each year, an agency must submit...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 Cmte. 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."

In accordance with Minnesota Statute, the EQB has conducted a review of its rules. EQB held voluntary public comment periods the fall of 2022 and 2023 for members of the public to review and identify obsolete, unnecessary, or duplicative rules. In 2024, EQB reviewed all environmental review mandatory categories while completing the required Mandatory Category Report and identified additional obsolete rules through that process. The rules identified through those processes remain the rules EQB identifies as obsolete in 2025. No rules identified as obsolete in the 2023 or 2024 reports have yet been changed.

Attachment 1 lists all the rules EQB has currently identified as obsolete, including the year when they were first so identified. The EQB will consider these obsolete rules in future rulemaking efforts, which are under active discussion. If you have any questions, please contact me via email or phone.

Sincerely,

Catherine Neuschler

Executive Director, Environmental Quality Board 651-757-2607 (office) | 651-470-4941 (cell)

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Attachment 1: Obsolete Rules Summary 2025

CC: Legislative Reference Library

Attn: Chris Steller

## Attachment 1: EQB Obsolete Rules Summary 2025

Minnesota rules chapter reference	Obsolete, unnecessary, or duplicative	Explanation	Year first identified	Timetable for repeal
4405.0700	Obsolete	This rule refers to the Southern Minnesota Rivers Basin Council which ended in 1987, making this part obsolete.	2024	Next scheduled rulemaking
4410.0200, Subp. 48, 67, 92a, 92b	Obsolete	"Project Riverbend" references a program that has been repealed in 2014 from Minn. Statute 103F. There are currently no readily available data, maps, or resources indicating the location of the Minnesota River Project Riverbend area.	2022	Next scheduled rulemaking
4410.1500, item A. (9)	Obsolete	The Environmental Conservation Library no longer exists.	2023	Next scheduled rulemaking
4410.2100, Subp. 10	Unnecessary	It does not need to be specified here that the RGU must be responsible for expediting the selection of consultants for the preparation of the EIS. Timelines dictate this already.	2023	Next scheduled rulemaking
4410.4300, Subp. 8B, 27B, 28A, 29B	Obsolete	"Project Riverbend" references a program that has been repealed in 2014 from Minn. Statute 103F. There are currently no readily available data, maps, or resources indicating the location of the Minnesota River Project Riverbend area.	2022	Next scheduled rulemaking
4410.4300, Subp. 10	Unnecessary	Subpart E says, "the PUC is the RGU, except as provided in item G"; however, the PUC is also the RGU for item G, making this reference unnecessary.	2024	Next scheduled rulemaking
4410.4600, Subp. 10A, 10C, 12A, 19B	Obsolete	"Project Riverbend" references a program that has been repealed in 2014 from Minn. Statute 103F. There are currently no readily available data, maps, or resources indicating the location of the Minnesota River Project Riverbend area.	2022	Next scheduled rulemaking
4410.7055	Obsolete	This section refers to a repealed subpart and is no longer relevant.	2024	Next scheduled rulemaking
9205.0500 - 9205.0560	Obsolete	This references "an area in the board's inventory of preferred areas for hazardous waste processing facilities." This rule is no longer relevant and references a statute that has been repealed.	2023	Next scheduled rulemaking