



Obsolete Rules Report

As required by MINN. STAT. 14.05 Subd. 5

12/1/2025

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This report cost approximately \$70 to prepare, including staff time, printing and mailing expenses. (MINN. STAT. 3.197)

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Office of Governor Tim Walz
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Dear Governor Walz, Revisor Inman, Director Yurich, and Committee Members:

Minnesota Statutes, section 14.05, subdivision 5, requires the Minnesota Department of Agriculture (MDA) to report by December 1 of each year whether any of its rules are obsolete, unnecessary, or duplicative of other state or federal statutes or rules. After a review of all the MDA's rules the following report has been drafted.

Please contact Doug Spanier if you have any questions regarding this report or require additional information.

Thanks,

Doug Spanier

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Annual Report on Obsolete, Unnecessary, or Duplicative Rules

Minnesota Statutes, section 14.05, subd. 5, directs the Minnesota Department of Agriculture (MDA) to report by December 1 of each year whether any of its rules are obsolete, unnecessary, or duplicative of other state or federal statutes or rules.

2025

The MDA has reviewed its rules and has not identified any for 2025 that are or have become obsolete, unnecessary, or duplicative over the course of the last year.

2024

This is the status of rules that were identified by the MDA in 2024:

1505.1080

This rule prohibits the use and procedures of certain arsenic chemicals involved in pest control. These rules have become obsolete as these chemicals are already not allowed for use in pest control in Minnesota due to safety concerns and the Environmental Protection Agency (EPA) restricting the use of such chemicals. These rules are currently in the middle of the obsolete rules process and will be finalized in January 2026.

1505.0980, Subpart 1(a) and (c)

This rule dealt with certain allowable test procedures for obtaining a certification for restricted use pesticide application. In working with the EPA to obtain the Department's Certification Plan approved by the EPA, we learned these test procedures are not allowed by the EPA. These rules are currently in the middle of the obsolete rules process and will be finalized in January 2026.

2023

This is the status of rules that were identified by the MDA in 2023:

1558.0010-1558.0090

These rules deal with genetically engineered organisms. The rules have become obsolete as the Department moved all requirements into the statutes. They can be found in Minnesota Statutes Chapter 18F. The MDA has not started this process but plans to repeal these rules in 2026 using the process set forth in Minnesota Statutes, section 14.3895.

2022

This is the status of rules that were identified by the MDA in 2022:

1500.0201, subpart 2, 1500.0601, 1500.0801, 1500.1900

These rules pertain to wholesale produce bonding and regulation. These rules were replaced in statute. These rules have been repealed.

1510.0050-1510.0100, 1510.0231, 1510.0261, 1510.0271, 1510.0320

These rules pertain to seed tolerances and seed requirements, including prohibited and restricted weed seed, all of which have been moved to statutes. They can be found at Minnesota Statutes Section 21.84 BS 21.85. These rules have been repealed.

1562.1100 subparts 1-3

These rules deal with grain warehouse examinations and has been replaced in statute. These rules have been repealed.

2021

We did not have any rules that we identified for the 2021 Annual Rules Report.

2018

This is the status of rules that were identified by the MDA in 2018:

1525.1470 subparts 1, 2 and 4

These rules pertain to the regulation of the dairy industry. The MDA proposes to repeal these rules because either the statutes related to these rules were repealed, or they are duplicative and not needed because the Federal Pasteurized Milk Ordinance (PMO) or USDA Rules on Milk for Manufacturing Purposes already covers it, and Minnesota has adopted them. The MDA plans to have these rules repealed by the end of 2026.

2016-2017

We did not have any rules that we identified for the 2016 or 2017 Annual Rules Report.

2015

This is the status of rules that were identified by the MDA in 2015:

1545.2050-1545.3170.

These rules regulate the processing of fish for human consumption. The MDA proposes to repeal these rules as duplicative and unnecessary. Fish processing is subject to the Minnesota Food Code, Minn. R. Ch. 4626, as well as to the federal food and drugs rules and fishery products rules. These federal rules have been incorporated into Minnesota law by Minnesota Statutes, section 31.101. Each of the rules in chapter 1545 proposed to be repealed is substantively addressed by the Minnesota Food Code, the federal rules, or Minnesota Statutes. The MDA believes that repealing the proposed rules will eliminate confusion and streamline the regulatory process for both the regulated parties and the agency, without any detriment to food safety. The MDA has not started this process but plans to repeal these rules in 2026 using the process set forth in Minnesota Statutes, section 14.3895.

1550.1255-1550.1530.

These rules pertain to bakeries. The MDA proposes to repeal these rules as duplicative and unnecessary. Bakeries are subject to the Minnesota Food Code, Minn. R. Ch. 4626, as well as to the federal food and drugs rules. These federal rules have been incorporated into Minnesota law by Minnesota Statutes, section 31.101. Each of the bakery rules in chapter 1550 proposed to be repealed is substantively addressed by the Minnesota Food Code, the federal rules, or a provision of Minnesota Statutes. The MDA believes that repealing the proposed rules will eliminate confusion and streamline the regulatory process for both the regulated parties and the agency, without any detriment to food safety. The MDA has not started the process but plans to repeal these rules in 2026 by using the process set forth in Minnesota Statutes, section 14.3895.

1550.1540-1550.1700.

These rules contain requirements for the manufacture of nonalcoholic beverages, beer, and other malt beverages. The MDA believes these rules are duplicative and unnecessary. Beverage manufacturers are subject to the Minnesota Food Code, Minn. R. Ch. 4626, as well as to the federal food and drugs rules. These federal rules have been incorporated into Minnesota law by Minnesota Statutes, section 31.101. Each of the beverage rules in chapter 1550 proposed to be repealed is substantively addressed by the Minnesota Food Code, the federal rules, or Minnesota Statutes. The MDA believes that repealing the proposed rules will eliminate confusion and streamline the regulatory process for both the regulated parties and the agency, without any detriment to food safety. The MDA has not started the process but plans to repeal these rules in 2026 using the process contained in Minnesota Statutes, section 14.3895.

2013-2014

This is the status of rules that were identified by the MDA in 2013-2014:

1562.0100 Subpart 2C, 1562.0300; 1510.0340-1510.0360, 1510.0161

The obsolete rules identified in the MDA's 2013 and 2014 Annual Rules Reports are in the process of being repealed. These rules were to be repealed by legislation that did not pass and become law. 1562.0100 Subpart 2C, 1562.0300 have been repealed in 2019. Repeal of 1510.0340-1510.0360, and 1510.0161 will be done in 2026 using the process set forth in Minnesota Statutes 14.3895.