DEPARTMENT OF NATURAL RESOURCES

Annual Report on Obsolete, Unnecessary, or Duplicative Rules

As required by Minnesota Statutes section 14.05, subdivision 5
12/01/2026

Minnesota Department of Natural Resources
Office of Policy and Planning, Operations Services Division
500 Lafayette Road,
Saint Paul, MN 55155-4010
(Phone) 651-259-5531
rules.dnr@state.mn.us
mn.gov/state.mn.us

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Introduction

Minnesota Statutes section 14.05, subdivision 5, directs each agency to report to the governor, the Legislative Coordinating Commission, the policy and funding committees and divisions with jurisdiction over the agency, and the revisor of statutes by December 1 of each year a list of any of its rules or portions of rules that are obsolete, unnecessary, or duplicative of other state or federal statutes or rules.

It is the practice of the Minnesota Department of Natural Resources (DNR) to carry forward outstanding items in its annual report until we report them as resolved. For efficiency and cost effectiveness, we first look for opportunities to include repealers in a permanent rulemaking case. We can identify timetable for completion if work has commenced on a rulemaking case that addresses the specified obsolete rule repeals.

Contents

The DNR submits this 2026 report with a list of specific rule parts in the following rule chapters:

Chapter 6100 Outdoor Recreation
Chapter 6105 Wild, Scenic, and Recreational Rivers
Chapter 6115 Public Water Resources
Chapter 6120 Shoreland and Floodplain Management
Chapter 6125 Lands and Minerals
Chapter 6230 Wildlife Management
Chapter 6232 Big Game
Chapter 6237 Prairie Chickens
Chapter 6240 Migratory Birds
Chapter 6280 Aquatic Plants and Nuisances

2026 Rule Parts List for Annual Report on Obsolete, Unnecessary, or Duplicative Rules

Table 1-Outdoor Recreation: We plan to address these rules in an upcoming Outdoor Recreation rule package (R-03941). Targeted for completion in 2027

New	Carried Forward	Rule Parts	Plans and Reasons
	x	6100.5200, subpart 3	The prohibition against dumping is covered by Minnesota Statutes section 609.68.
	x	6100.5500, subpart 4	Fees for safety training are now exempt from rulemaking under Minnesota Statutes section 84.86, subdivision 1(b).
	x	6100.5800	The penalty for violation of the rules is now found in Minnesota Statutes section 84.88, subdivision 1.
	x	6100.7000 through 6100.7400	These obsolete rules have not been used or cited by the DNR since before 1986. They have been superseded by: • Minnesota Statutes section 84.0264, which designates the DNR as the state agency to receive funds from the federal Land and Water Conservation Fund Act and directs how federal receipts will be accepted and deposited. The statute (subdivision 4) addresses the necessity of the State to maintain eligibility to receive LWCF funding. • Public Law 88-578 (78 Stat. 897), the Land and Water Conservation Fund Act as amended, which requires the state, for Secretarial consideration of financial assistance, to prepare and implement a Statewide Comprehensive Outdoor Recreation Plan (54 USC 200305 subsection (d)) with priorities and policies for allocating Land and Water Conservation Fund funds. • Minnesota Statutes section 16B.97, which directs Minnesota Management and Budget to promulgate policies and rules for state agencies when administering grant programs, including the Land and Water Conservation Fund.

Table 2-Wild, Scenic, and Recreational Rivers: We plan to use the repeal process outlined in Minnesota Statutes section 14.3895. Targeted for completion in 2028.

New	Carried Forward	Rule Parts	Plans and Reasons
	x	Part 6105.0140, subpart 3, item A, and part 6105.0400, subpart 3	Contain provisions for DNR approval of preliminary plans for cluster developments on all state-designated Wild and Scenic Rivers and on the Lower St. Croix National Scenic Riverway prior to enactment by the local zoning authority. These provisions are now obsolete following the Minnesota Supreme Court's 2010 *Hubbard* decision, which determined that the DNR did not have statutory authority under Minnesota Statutes chapter 103F to approve or certify such local actions.
	x	Part 6105.0230, subpart 1, items B and C; subpart 2, item C; and subpart 3, items A and E	Contain criteria for certifying variances and plats on Wild and Scenic Rivers. These provisions are now obsolete following the Minnesota Supreme Court's 2010 *Hubbard* decision, which determined that the DNR did not have statutory authority under Minnesota Statutes chapter 103F, to approve or certify such local actions.
	x	Part 6105.0230, subpart 2, item B	Contains criteria for the review of variances on all state-designated Wild and Scenic Rivers, some of which are not consistent with changes the 2011 Legislature made to variance criteria in Minnesota Statutes chapters 394 and 462.
	x	Part 6105.0520	Contains criteria for the review of variances on the Lower St. Croix National Scenic Riverway, some of which are not consistent with changes the 2011 Legislature made to variance criteria in Minnesota Statutes chapters 394 and 462.
	x	Part 6105.0540, subpart 1, item B, and subpart 3, items A and E	Contain provisions for DNR certification of variances on the Lower St. Croix National Scenic Riverway. These provisions are now obsolete following the Minnesota Supreme Court's 2010 *Hubbard* decision, which determined that the DNR did not have statutory authority under Minnesota Statutes chapter 103F, to approve or certify such local actions.
	x	Parts 6105.0710, 6105.0960, and 6105.1120	Contain a series of recreational management maps on the Kettle (part 6105.0710), Mississippi (part 6105.0960), and North Fork of Crow (part 6105.1120) Rivers that are nearly illegible and are no longer needed.
	x	Parts 6105.0740, 6105.0750, 6105.0920, 6105.0930, 6105.1110, 6105.1300, and 6105.1310	Consist of legal descriptions of parcels proposed for scenic easement and fee acquisition on the Kettle (parts 6105.0740 and 6105.0750), Mississippi (parts 6105.0920 and 6105.0930), North Fork of Crow (part 6105.1110), and Minnesota (parts 6105.1300 and 6105.1310) Rivers. With limited opportunity to purchase easements from willing sellers, the DNR needs flexibility to make purchases when funds and willing sellers are available and the easement aligns with our strategic land management goals and should not be bound by acquisition proposals from 25 years ago.

Table 3-Public Water Resources: We plan to use the repeal process outlined in Minnesota Statutes section 14.3895. Targeted for completion in 2027.

New	Carried Forward	Rule Parts	Plans and Reasons
	x	Part 6115.0110	Relates to an annual water appropriation processing fee which is obsolete and unnecessary because the underlying statutory authority was repealed in 1990 and superseded by more recent statutes.

Table 4-Shoreland and Floodplain Management: We plan to use the repeal process outlined in Minnesota Statutes section 14.3895. Targeted for completion in 2027.

New	Carried Forward	Rule Parts	Plans and Reasons
	x	Part 6120.2500, subpart 7	Defines “hardship” as the same as that defined in Minnesota Statutes chapter 394. Chapter 394 no longer defines hardship. Statute redefined variance criteria in 2011, replacing the concept of hardship with “practical difficulties.”
	x	Part 6120.3300, subpart 2, item D	Establishes standards for lots of record in shoreland areas, specifically for when nonconforming lots of record may be allowed as building sites without variances from lot size requirements, is now obsolete because these provisions are superseded by Minnesota Statutes sections 462.357, subdivision 1e, items (d) to (j); and 394.36, subdivision 5.
	x	Part 6120.5800, subpart 2	Describes how land can be removed from the floodplain. Under new FEMA mapping processes, this approach to removing floodplains is no longer allowed by FEMA. The process now requires a formal Letter of Map Revision (LOMR).
	x	Part 6120.5900, subpart 5, item B	Requires each local government to submit an annual report to DNR on a form that DNR provides. This is archaic language that came from the National Flood Insurance Program initially and is no longer required. It references Minnesota Statutes section 104.03, which was repealed in 1990.

Table 5-Lands and Minerals: We plan to use the repeal process outlined in Minnesota Statutes section 14.3895. Timeline for completion is calendar year 2027.

New	Carried Forward	Rule Parts	Plans and Reasons
	x	Parts 6125.6000 to 6125.7100	Relates to sand and gravel leases and mining under Minnesota Statutes section 93.08, which was repealed by the 2000 Legislature.

Table 6-Wildlife Management: We plan to address the following rules in a permanent rulemaking package that addresses deer seasons and chronic wasting disease. Targeted for completion in 2028.

New	Carried Forward	Rule Parts	Plans and Reasons
	x	Part 6232.0400, subpart 5	References a special disease management zone for Bovine tuberculosis. The disease was eradicated and the zone is no longer necessary or in use.
	x	Part 6232.0900, subpart 2	This rule part is within regulations for the Camp Ripley Archery Hunt. Wildlife is currently working with Camp Ripley managers on a new deer hunt management system, which will eventually be addressed in rule. References to the all-season deer license, which is no longer available, will be updated at that time.
	x	Part 6232.1000, subpart 1	This rule part is within regulations for the Camp Ripley Archery Hunt. Wildlife is currently working with Camp Ripley managers on a new deer hunt system, which will eventually be addressed in rule. References to the 13-digit firearms safety number, which is no longer the standard, will be updated at that time.
	x	Part 6232.1300, subpart 5	References the all-season deer license to take antlerless deer with firearms. The license is obsolete because changes to deer licensing eliminated the need for a separate all-season license. It is no longer issued.
	x	Part 6232.2000	Provides for the multi-zone buck license, originally created to let hunters pursue bucks in multiple zones when regular deer licenses limited hunters to one zone. As regulations became more flexible, hunters can now take a buck statewide on a regular license, making the multi-zone license obsolete. It is no longer available for purchase.
	x	Part 6232.2050	Provides for the all-season deer license, originally created to let hunters pursue deer across multiple seasons when hunters were limited to one license for a single season (archery, firearm or muzzleloader). As regulations became more flexible, hunters were given the option to purchase a license for each season, making the all-season deer license obsolete. It is no longer available for purchase.
	x	Part 6232.2200	Prohibits the use of magnifying scopes on muzzleloaders that are legal for taking deer during the muzzleloader season. It has been superseded by Minnesota Statutes section 97B.031, subdivision 6.
	x	Part 6232.4700, subparts 16, 21, 32, 45, 61, 75a, 77b and 91	References deer registration blocks that are no longer used due to a realignment of areas in the northeast.

Table 7-Wildlife Management: We plan to address the following rules in future permanent rulemaking packages that address bear, elk, waterfowl/light goose, small game/furbearer, upland bird/wild turkey, and WMA/game refuges. Targeted for completion in 2028.

New	Carried Forward	Rule Parts	Plans and Reasons
	x	Part 6230.0295, subpart 2	References parking restrictions on the Vermillion Highland Wildlife Management Area. These restrictions are no longer needed because hunter use has declined and it is no longer necessary to control access through parking limitations.
	x	Part 6230.0400, subparts 24, 28, 40, 42, 44, 45, 47, 53, and 54	References state game refuges that were open to all hunting and trapping for at least five years before 2013, when the refuges were vacated by commissioner's order as authorized under Minnesota Statutes section 97A.085, subdivision 9.
	x	Part 6230.0600, subparts 3, 6, and 7	Describes location and boundaries of controlled hunting zones that are no longer active.
	x	Part 6230.0700, subpart 6	References a permit needed to enter the Lac qui Parle controlled hunting zones to hunt migratory waterfowl. The permit is no longer needed because hunter use of the area has declined and it is no longer necessary to closely monitor the harvest of geese at this location.
	x	6230.0900, subparts 4 through 6	References controlled hunting zone regulations that were intended to limit interference between hunting parties. They are no longer necessary because the use of controlled hunting zones is minimal, and interference is no longer an issue.
	x	Part 6230.0700, subpart 3	References a permit needed to enter the Lac qui Parle Wildlife Management Area to hunt migratory waterfowl. The permit is no longer needed because hunter use of the area has declined and it is no longer necessary to limit the number of participants.
	x	Part 6232.3000, subpart 9a	References a boundary description for a bear quota area that no longer exists.
	x	Part 6237.0550, subpart 2	References a boundary description for a prairie chicken permit area that no longer exists.
	x	Part 6240.1200	References the early goose season, which has been incorporated into the regular migratory waterfowl season.
	x	Part 6240.1850, subpart 1	References open goose hunting on goose refuges that were open to all hunting and trapping for at least five years prior to 2013, when the refuges were vacated by commissioner's order as authorized under Minnesota Statutes section 97A.085, subdivision 9.

Table 8-Fisheries Management: We plan to address the following rule in future permanent rulemaking packages that address miscellaneous fisheries rulemaking needs. Targeted for completion in 2028.

New	Carried Forward	Rule Parts	Plans and Reasons
x		Part 6280.0350, subpart 4, items B and C	This rule part was effective April 2009. Item B has expired in accordance with Item C: "Item B expires five years after the effective date of this item." Item C is no longer necessary as it existed to provide for the expiration criteria of item B.