

MINNESOTA DEPARTMENT OF PUBLIC SAFETY



Office of the Commissioner

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November 30, 2001

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REVISOR OF STATUTES

Alcohol &
Gambling
Enforcement

The Honorable Jesse Ventura
Governor, State of Minnesota

Bureau of
Criminal
Apprehension

The Honorable Steve Sviggum, Chair (2001)
The Honorable Don Samuelson, Chair (2002)
Legislative Coordinating Commission

The Honorable Randy C. Kelly, Chair
The Honorable Claire Robling
Senate Transportation Committee

Capitol Security

Center for
Crime Victim
Services

Ms. Michele Timmons
Revisor of Statutes

The Honorable John Tuma, Chair
The Honorable Wes Skoglund
House Crime Prevention Committee

Driver & Vehicle
Services

The Honorable Jane B. Ranum, Chair
The Honorable Thomas M. Neuville
Senate Crime Prevention Committee

The Honorable Rich Stanek, Chair
The Honorable Mary Murphy
House Judiciary Finance Committee

Drug Policy &
Violence
Prevention

The Honorable John Marty, Chair
The Honorable Warren Limmer
Senate Judiciary

The Honorable Tom Workman, Chair
The Honorable Alice Hausman
House Transportation Policy Committee

Emergency
Management/
Emergency
Response
Commission

The Honorable Dean Johnson, Chair
The Honorable Mark Ourada
Senate Transportation & Public Safety
Budget Division

The Honorable Carol Molnau, Chair
The Honorable Bernie Lieder
House Transportation Finance Committee

State Fire
Marshal/
Pipeline Safety

State Patrol

Traffic Safety

**Subject: Annual Report on Obsolete, Unnecessary and Duplicative Rules Report
Pursuant to Minnesota Statutes, section 14.05, subd. 5**

Dear Sir or Madam:

Minnesota Statutes, section 14.05, subdivision 5 requires all agencies to submit by December 1 of each year a list of any rules or portions of rules that are considered obsolete, unnecessary or duplicative of other state or federal statutes with a statement as to why the rule or portion of the rule falls under one of the above. Along with this list, each agency must either report a timetable for repeal of the identified rules or develop a bill for submission to the appropriate policy committee to repeal the obsolete, unnecessary or duplicative rule. Additionally, an agency must identify the status of any rules deemed obsolete in the previous year's report. This report is to be submitted to the Governor, the Legislative Coordinating Commission, the policy and funding committees with jurisdiction over the agency and the Revisor of Statutes.

I. 2001: Identified Obsolete, Unnecessary, or Duplicative Rules or Portions of Rules

The Department of Public Safety has identified the following rules as obsolete, unnecessary or duplicative of other state or federal statutes. The following list does not include rules that were identified as obsolete, duplicative or unnecessary in previous reports.

- (1) **7506 Private Detective and Protective Agents (7506.0140, subpart 1; 7506.0140, subpart 2 but not item C; 7506.0140, subparts 3, 4 and 5)**

The Department of Public Safety has identified the above-listed rules parts found in chapter 7506 as containing obsolete and duplicative language and requirements concerning licensing fees for private detectives and protective agents.

New fees were approved by the Legislature in 2001 that replace the fees in the rules on these matters. 2001 Minnesota Laws, Special Session, Chapter 8, article 5, section 21.

The Department expects to attempt repeal of these rules via rulemaking in 2002.

II. 2000: Identified Obsolete Rules – STATUS

- (1) **7411 Driver Education (parts 0300, .3100, .3200, and .3300)**

The Department opened Chapter 7411 for revision when its Request for Comment was published on October 29, 2001. It is anticipated that any obsolete, duplicative or unnecessary rules will be repealed as a part of this rulemaking. Estimated project termination is 2002.

III. 1998: Identified Obsolete Rules – STATUS of rules reported in 1999 and 2000 as not resolved

- (1) **7420 Emergency Vehicle Sirens**

These rules have been repealed via the Good Cause Exemption found in Minnesota Statutes, section 14.388. The repeal will be published in the December 3, 2001, *State Register*.

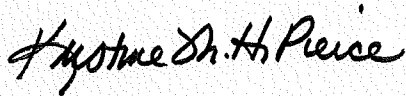
Except for the rules listed above, the Department has identified no other obsolete, duplicative or unnecessary rules to date. The Department has a number of rulemakings in progress that will repeal any other obsolete, duplicative or unnecessary rules as they are identified.

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Please note that the Peace Officers Standards and Training Board will be submitting their report separately.

If you need further assistance or have any questions, please feel free to contact me at (651) 297-2379.

Sincerely,



Kristine M. Hernandez Pierce
Rules and Extradition Coordinator

CC: Charles Weaver, Jr., Commissioner
Mancel T. Mitchell, Deputy Commissioner
Sara Schlauderaff, Assistant Commissioner