

House Research Act Summary

CHAPTER: 238

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TOPIC: Administrative Rulemaking

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Analyst: Mark Shepard

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- 1** **Notice to legislature.** Current law requires that when an agency mails notice of intent to adopt a rule, the agency must send a copy of the notice and the agency's statement of need and reasonableness to the chair and ranking minority members of the policy and budget committees with jurisdiction over the subject matter of the rules. This section requires that the same information also be sent to the Legislative Coordinating Commission. This section also requires that by January 15 each year an agency must submit its rulemaking docket and the rulemaking record from rules adopted in the prior year to the chairs and ranking minority members of relevant legislative committees.
- 2** **Statement of need and reasonableness.** Requires the statement of need and reasonableness that agencies prepare for proposed rules to include (in addition to requirements of current law) an assessment of the cumulative effect of the proposed rule with other federal and state regulations related to the specific purpose of the rule. Defines "cumulative effect" for purposes of this requirement.
- 3** **Reports.** Requires that by January 15, 2013, the Pollution Control Agency, Department of Natural Resources, Board of Water and Soil Resources, Environmental Quality Board, and Department of Agriculture issue reports updating (or in the case of BWSR and EQB, providing for the first time) information required by a law enacted in 2000. The information required by Laws 2000, chapter 469 was: (1) list of rules recommended for repeal; (2) list and brief description of rationale for rules that agency believes should remain in effect; and (3) suggestion for changes in rules that would improve the agency's ability to meet regulatory objectives while reducing unnecessary burdens on regulated parties.