

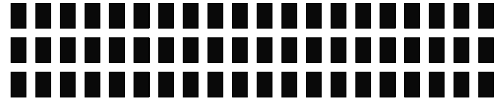
**16th Annual Rulemaking Seminar
Remarks from the Office of
Administrative Hearings**



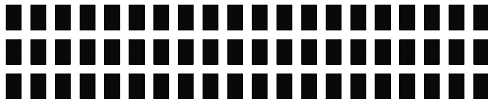
**Honorable
Eric L. Lipman**

October 5, 2011

July 1, 2010 (FY 11)



July 1, 2011 (FY 12)



July 1, 2011 (FY 12)



The New Normal is More Formal

- (1) Informal Advice on Best Practices
- (2) Post-Filing Inquiries as to Docketed Cases
- (3) Minn. R. 1400.5550: Mail, Delivery or Facsimile
- (4) Case Management System, E-Filing and E-Noticing
- (5) New Website Infrastructure, Search Capabilities
- (6) Keep in Touch ... on Comment Pages and Reform

**360 Degree
Rulemaking**

Beginning at the Beginning

Minn. Stat. § 14.001: The purposes of the APA are to:

- (1) provide oversight of powers and duties delegated to administrative agencies;
- (2) increase public accountability of administrative agencies;
- (3) ensure a uniform minimum procedure;
- (4) increase public access to governmental information;
- (5) increase public participation in the formulation of administrative rules.

Drilling Down Still Further

The purposes of the Administrative Procedures Act are:

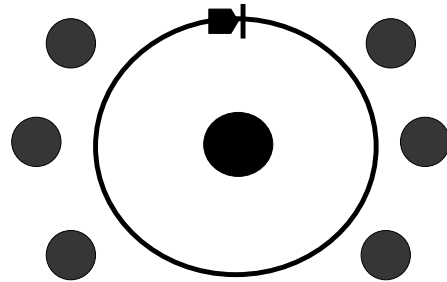
- (1) Oversight;
- (2) Public accountability;
- (3) Uniformity;
- (4) Public access;
- (5) Public participation.

The Legislature's Conclusion: Broad Participation Improves the Results

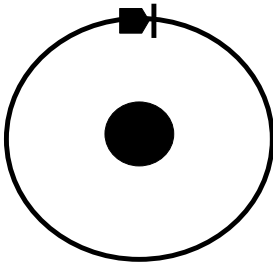
Minn. Stat. § 14.001:

[Chapter 14] is limited to procedural rights with the expectation that better substantive results will be achieved in the everyday conduct of state government by improving the process by which those results are attained.

360° Feedback Model

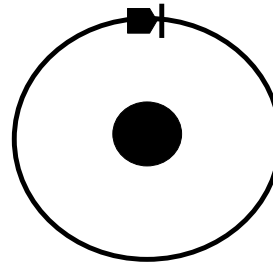


We Have 360° Goals



- (1) Oversight;
- (2) Public accountability;
- (3) Uniformity;
- (4) Public access;
- (5) Public participation.

Contemporary 360° Challenges



- (1) 14.125 Questions
- (2) Additional Notice
- (3) Advisory Committees
- (4) Having Enough Time
- (5) May / Shall Problems
- (6) Drafting with Blinders

Your Delegation ... to Dance

- (1) Oversight;
- (2) Public accountability;
- (3) Uniformity;
- (4) Public access;
- (5) Public participation.



Questions?

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