**[Revised in 2016]**

**Minnesota Department of [Name]**

**Division of [Name, or Unit, Bureau, etc.] [Optional]**

**NOTICE OF INTENT TO REPEAL OBSOLETE RULES**

**Proposed Repeal of Obsolete Rules Governing [Topic], *Minnesota Rules*, [citation];** **Revisor’s ID Number [number]**

- [Identify the title and rule chapter or part numbers as assigned by the Revisor. Note: if you are proposing to repeal any entire rule parts, you must specifically list the rule parts you are proposing to repeal, per Minnesota Rules, part 1400.2080, subpart 2, item D.]

**Introduction.** The Department of [Name] intends to repeal obsolete rules under the rulemaking process in the Administrative Procedure Act, *Minnesota Statutes*, section 14.3895. You may submit written comments on the proposed repeal of obsolete rules until [date].

**Agency Contact Person.** You must submit comments or questions on the rules to: [name] at [agency, address, phone, FAX, and *email*].

- [The agency contact person should be a person who is available throughout the comment period.]

or

You may also review the proposed rule and submit written comments via the Office of Administrative Hearings Rulemaking eComments website at *https://minnesotaoah.granicusideas.com/discussions*.

**Subject of the Repeal of Obsolete Rules and Statutory Authority.** The proposed obsolete rules are about [subject of rules and, if applicable, that an entire set of rules is being repealed and a citation to the repealed rules]. The agency identified the proposed obsolete rules to be repealed in its annual obsolete rules report under Minnesota Statutes section 14.05, subdivision 5. The statutory authority to repeal the obsolete rules is found in Minnesota Statutes, section 14.3895. A copy of the proposed obsolete rules to be repealed is published in the State Register [and attached to this notice as mailed]. [If the proposed rules are not attached to the mailed notice, then this notice must include an easily readable and understandable description of the rules’ nature and effect and include the announcement that a free copy of the rules is available upon request from the agency contact person listed above.] [The proposed obsolete rules to be repealed may be viewed at: [applicable website address (optional).]

- [See section 5.7 of the Manual on drafting the description of the rules in the Notice in a way that may affect whether modifications to the rules will make the adopted rules “substantially different” from the proposed rules.]

- [When specifying the statutory citation for authorization to adopt the rules, you should use the most recent *Minnesota Statutes* citation, or *Minnesota Laws* if the statute has not yet been codified.]

**Comments.** You have until 4:30 p.m. on [day], [month] [date], [year], to submit written comment in support of or in opposition to the proposed repeal of obsolete rules and any part or subpart of the repeal. [Editor’s note: Make sure that your comment period is at least 60 days as required by Minnesota Statutes, section 14.3895, subdivision 3.] Your comment must be in writing and received by the agency contact person by the due date. The Department encourages comment. Your comment should identify the portion of the proposed obsolete rules to be repealed addressed and the reason for the comment. In addition, you are encouraged to object to the repeal of any part or subpart. You must also make any comments on the legality of the proposed rules during this comment period.

**Request for Hearing.** In addition to submitting comments, you may also request that a hearing be held on the rules. You must make your request in writing and the agency contact person must receive it by 4:30 p.m. on [month] [date], [year]. [Editor’s note: This too requires 60 days.] Your written request must include your name and address. You must identify the portion of the proposed repealed rules to which you object or state that you oppose the entire set of rules. Any request that does not comply with these requirements is not valid and the agency cannot count it for determining whether it must hold a public hearing. You are also encouraged to state the reason for the request and any changes you want made to the proposed rules.

* **Effect of Requests.** If 25 or more people submit a written request, the agency will have to meet the requirements of Minnesota Statutes, sections 14.131 to 14.20 for rules adopted after a hearing or the requirements of Minnesota Statutes, sections 14.22 to 14.28 for rules adopted without a hearing, including the preparation of a statement of need and reasonableness and the opportunity for a hearing.

**Modifications.** The agency might modify its choice of these designated rules or parts proposed for repeal (e.g. fixing a typo or deciding not to repeal a rule because the rule is discovered not to be obsolete), based on comments and information submitted to the agency. If the final rules are identical to the rules originally published in the State Register, the agency will publish a notice of adopting the repealers in the State Register. If the final rules are different from the rules originally published in the State Register, the agency must publish a copy of the changes in the State Register. If the proposed repeal of obsolete rules affects you in any way, the agency encourages you to participate in the rulemaking process.

**[Include here other notices required by law or chosen to be inserted in this notice]**

**Alternative Format.** Upon request, this information can be made available in an alternative format, such as large print, braille, or audio. To make such a request, please contact the agency contact person at the address or telephone number listed above.

- [For information on what to do if you get a request to make the Notice available in an alternative format, see **ACCMMDTN** in the appendix.]

**Lobbyist Registration.** *Minnesota Statutes*, chapter 10A, requires each lobbyist to register with the State Campaign Finance and Public Disclosure Board. You may direct questions regarding this requirement to the Campaign Finance and Public Disclosure Board at: Suite 190, Centennial Building, 658 Cedar Street, St. Paul, Minnesota 55155, telephone (651) 539-1180 or 1-800-657-3889.

**Repeal and Review of Obsolete Rules.** [If no hearing is required, the] (or) [The] agency may repeal the obsolete rules at the end of the comment period. The agency will then submit rules and supporting documents to the Office of Administrative Hearings for review for legality. You may ask to be notified of the date that the agency submits the rules. If you want to be so notified, or want to receive a copy of the repealed obsolete rules, or want to register with the agency to receive notice of future rule proceedings, submit your request to the agency contact person listed above.

Date [Name]

[Title]

[Signature is required on the Notice. OAH Rules, part 1400.2085, subpart 2, item O.]