

# HOUSE RESEARCH

## Bill Summary

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### Overview

Repeals a 2006 sunset on a process under which units of local government may petition state agencies for changes in administrative rules. Provides additional notice requirements that a state agency must follow when using the "good cause exemption" to adopt administrative rules. Also provides for review by the chief administrative law judge if an administrative law judge has disapproved a rule proposed under the good cause exemption.

#### Section

- 1 **Local government petition.** Repeals a 2006 sunset on a law that authorizes cities, counties, and sanitary districts to petition for amendment or repeal of a state agency rule.
- 2 **Good cause exemption.**

**Subd. 1. Requirements.** Inserts a cross-reference to new notice requirements in subdivision 2. Provides that in determining if the agency has justification for using the good cause exemption, the administrative law judge must consider the agency's statement and any comments received. Provides that subdivisions 2 and 3 do not apply if the exemption is based on a serious and immediate threat to public safety, health, or welfare.

**Subd. 2. Notice.** Provides that when using the good cause exemption to adopt rules, an agency must give electronic notice on the state's North Star website, and must send notice by mail or e-mail to persons who have registered to receive this notice. Specifies the contents of the notice, including an explanation of why use of the good cause exemption is justified, and a statement that interested parties have 5 business

**Section**

days to submit comments to the office of administrative hearings.

**Subd. 3. Review by chief judge.** Provides for review by the chief administrative law judge if an administrative law judge has disapproved a rule proposed under the good cause exemption.

**Subd. 4. Costs.** Provides that an agency must pay costs incurred by the office of administrative hearings under a good cause exemption proceeding.