

State of Minnesota

HOUSE OF REPRESENTATIVES

EIGHTY-SEVENTH SESSION

H. F. No. **1560**

04/26/2011 Authored by Wardlow and Westrom
The bill was read for the first time and referred to the Committee on Government Operations and Elections

01/30/2012 Adoption of Report: Pass as Amended and re-referred to State Government Finance

02/08/2012 Adoption of Report: Pass and Read Second Time

03/01/2012 Calendar for The Day
Read Third Time
Passed by the House and transmitted to the Senate

03/15/2012 Passed by the Senate and returned to the House

1.1 A bill for an act
1.2 relating to state government; providing for disposition of contested case hearings
1.3 by the Office of Administrative Hearings; amending Minnesota Statutes 2010,
1.4 section 14.57.

1.5 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MINNESOTA:

1.6 Section 1. Minnesota Statutes 2010, section 14.57, is amended to read:

1.7 **14.57 INITIATION; DECISION; AGREEMENT TO ARBITRATE.**

1.8 (a) An agency shall initiate a contested case proceeding when one is required by law.
1.9 ~~Unless otherwise provided by law,~~ An agency shall ~~decide~~ submit a contested case ~~only to~~
1.10 the Office of Administrative Hearings for disposition in accordance with the contested
1.11 case procedures of the Administrative Procedure Act. Upon initiation of a contested case
1.12 proceeding, ~~an agency may, by order, provide that~~ the report or order of the administrative
1.13 law judge constitutes the final decision in the case.

1.14 (b) As an alternative to initiating or continuing with a contested case proceeding, the
1.15 parties, subsequent to agency approval, may enter into a written agreement to submit the
1.16 issues raised to arbitration by an administrative law judge according to sections 572.08
1.17 to 572.30.

1.18 **EFFECTIVE DATE.** This section is effective August 1, 2012, and applies to
1.19 contested cases initiated on or after that date.

1.20 Sec. 2. **REVISOR'S INSTRUCTION.**

1.21 By January 15, 2013, the revisor of statutes shall present a bill to the legislature to
1.22 make the conforming statutory changes to incorporate the contested case procedures
1.23 under section 1.