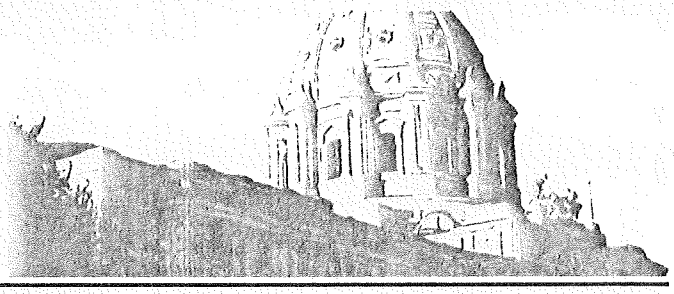
Minnesota
Campaign Finance and Public Disclosure Board



DATE: November 25, 2013

TO:

Governor Mark Dayton
130 State Capitol
75 Rev. Dr. Martin Luther King Jr. Blvd.
St. Paul, Minnesota 55155

Senator Katie Sieben, Chair
Subcommittee on Elections
208 State Capitol
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Senator Tom Saxhaug, Chair
State Departments and Veterans Finance Division
328 State Capitol
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Mr. Greg Hubinger, Director
Legislative Coordinating Commission
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Representative Steve Simon, Chair
Elections Committee
473 State Office Building
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Representative Mary Murphy, Chair
State Government Finance and Veterans Affairs
443 State Office Building
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FROM: Gary Goldsmith, Executive Director

SUBJECT: Obsolete rules report pursuant to Minnesota Statutes section 14.05, subdivision 5.

Pursuant to Minnesota Statutes section 14.05, subdivision 5, the Campaign Finance and Public Disclosure Board hereby informs you that:

The Board has determined that Minnesota Rules 4501.0500, subpart 2(A) is unnecessary because the Board has concluded that the rule imposes a filing requirement more stringent than that imposed by statute.

The Board has further determined that Minnesota Rules 4503.0200, subpart 6, which requires depositories for political committees, is a redundant and overly broad restatement of the requirements found in Minnesota Statutes, sections 10A.14 and 10A.15.

Additionally, the third sentence of Minnesota Rules 4503.0500, subpart 8, which requires the use of an automobile to be classified as either an expenditure to be reimbursed or an in-kind contribution, is obsolete because of the provisions of Minnesota Statutes 10A.01, subdivision 9.

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The Board has also determined that Minnesota Rules 4503.1400, subpart 8, contains filing deadlines for the submission of an affidavit of contributions at a special election that have been rendered obsolete by the provisions of Minnesota Statutes 10A.323.

Further, Minnesota Rules 4503.1450, subpart 3, which regulates notification given to candidates of the general account portion of the public subsidy payment, has been rendered obsolete because of changes in Minnesota Statutes 10A.321.

The Board has determined that Minnesota Rules 4503.1700, which required reporting of certain contributions to the Board within 48 hours is obsolete because of an amendment to the filing period and method found in Minnesota Statutes, section 10A.20, subdivision 5.

Also, Minnesota Rules 4512.0100, subparts 2 and 4, which define the terms "individual services" and "field of specialty" as they relate to plaques given as gifts, are obsolete because of amendments to Minnesota Statutes, section 10A.071, subdivision 3 (a) (4).

These rules were identified in last year's obsolete rules report. The Board included provisions repealing these rules in its 2013 proposed legislation but the legislature did not act on these proposals. The Board now plans to include the repeal of these provisions in its next rulemaking proceeding. Because the Board plans to repeal these rule provisions administratively, the Board **does not** request that any of the rules identified in this report be included in the Revisor of Statutes bill on obsolete rules.