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State of Minnesota

HOUSE OF REPRESENTATIVES

NINETIETH SESSION

H. F. No. 790

02/02/2017 Authored by Gruenhagen The bill was read for the first time and referred to the Committee on Government Operations and Elections Policy

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 2016,
1.4 section 14.57.

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

1.6 Section 1. Minnesota Statutes 2016, 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 case
1.11 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 572B.01
1.17 to 572B.31.

1.18 EFFECTIVE DATE. This section is effective August 1, 2017, and applies to contested
1.19 cases initiated on or after that date.

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

2.2 By January 15, 2018, the revisor of statutes shall present a bill to the legislature to make
2.3 the conforming statutory changes to incorporate the contested case procedures under section

2.4 1.