

**SENATE  
STATE OF MINNESOTA  
NINETIETH SESSION**

**S.F. No. 822**

(SENATE AUTHORS: NEWMAN and Chamberlain)

DATE  
02/09/2017

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Introduction and first reading  
Referred to State Government Finance and Policy and Elections

OFFICIAL STATUS

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.**

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By January 15, 2018, the revisor of statutes shall present a bill to the legislature to make

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the conforming statutory changes to incorporate the contested case procedures under section

2.4

1.