

3.1 INTRODUCTION

Administrative agencies possess various types of investigative authority. This chapter will examine the nature of and limitations on the prehearing investigative authority of administrative agencies.¹

¹ For additional materials regarding agency investigations and subpoena power, see 1 KENNETH C. DAVIS AND RICHARD. PIERCE, JR., ADMINISTRATIVE LAW TREATISE § 4 (5th ed. 2010), and 1 CHARLES H. KOCH, JR., ADMINISTRATIVE LAW AND PRACTICE §§ 3.1-3.20 (3d ed. 2010). For purposes of this chapter, the prehearing investigative authority being examined is the authority to investigate that exists before the initiation of an administrative contested case proceeding under MINN. STAT. § 14.57 (2014). Thus, there is no discussion of the right of a party to invoke the subpoena authority of the Office of Administrative Hearings under MINN. STAT. § 14.51 (2014). Discussion of that authority is contained in § 7.4.2 *infra*, which relates to prehearing procedures.