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MINNESOTA DEPARTMENT OF
LABOR & INDUSTRY

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November 26, 2008

RLJ

The Honorable Tim Pawlenty
Governor

Representative Joe Atkins, Chair
Commerce & Labor Committee

Senator James P. Metzen, Chair
Business, Industry & Jobs Committee

Senator Lawrence J. Pogemiller, Chair
Legislative Coordinating Commission

Representative Tom Rukavina Chair,
Higher Education & Workforce Development
Policy & Finance Division

Senator David J. Tomassoni, Chair,
Economic Development Budget Committee

Michele Timmons
Revisor of Statutes

Subject: Annual Report on Obsolete, Unnecessary, or Duplicative Rules, as
Required by Minnesota Statutes, Section 14.05, Subdivision 5.

Dear Governor Pawlenty, Senators, Representatives, and Revisor Timmons:

Minnesota Statutes, section 14.05, subdivision 5, directs the Minnesota Department of Labor and Industry to report to you by December 1 of each year whether any of its rules are obsolete, unnecessary, or duplicative of other state or federal statutes or rules.

The Minnesota Department of Labor and Industry reports that the following rules are obsolete, unnecessary, or duplicative and should be repealed.

Minn. Rule 5225.1400: Violations: This rule is obsolete because it has been superseded by the new statute on licensing orders. See Minn. Stat. § 326B.082, subd. 11 (2008).

Minn. Rule 5225.3100: Insured Coverage Report; and **Minn. Rule 5225.3150:** Insurance Company Inspections. These rules are obsolete because they have been superseded by statute. See Minn. Stat. § 326B.99 (2008).

Minn. Rule 5225.3200: Appeals: This rule is obsolete because it has been superseded by the appeal provisions in the new enforcement statute. See Minn. Stat. § 326B.082, subd. 6(c), 8, 9(e), 12(c) (2008).

Minn. Rule 5200.0020: Learners or Apprentices: This rule is obsolete and can be confusing as a training wage is for 90 days and not 300 hours.

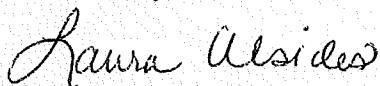
November 26, 2008
Page 2

Minnesota Rule 5200.0050: Rates For Part Time Employees: A portion of this rule is obsolete because the cross references to Minn. Stat. §177.23 are no longer valid.

Last year the Department of Labor and Industry reported the following as obsolete:

Minn. Rule 5200.0080 Gratuities/Tips Credits. The applicable provisions have not yet been repealed however, they will be repealed within the next year.

Sincerely,



Laura Alsidis
Legal Analyst
Legal Services Division
Minnesota Department of Labor & Industry