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Plumbing Board
c/o Department of Labor and Industry
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November 20, 2008

THE HONORABLE TIM PAWLENTY
GOVERNOR
GOVERNOR'S OFFICE
130 STATE CAPITOL
75 REV DR MARTIN LUTHER KING JR BLVD
ST. PAUL MN 55155

THE HONORABLE JOE ATKINS, CHAIR
STATE REPRESENTATIVE
COMMERCE AND LABOR
503 STATE OFFICE BUILDING
100 REV DR MARTIN LUTHER KING JR BLVD
ST. PAUL MN 55155

THE HONORABLE JAMES P. METZEN, CHAIR
STATE SENATOR
BUSINESS, INDUSTRY & JOBS COMMITTEE
75 REV DR MARTIN LUTHER KING JR BLVD
CAPITOL BUILDING, ROOM 322
ST. PAUL MN 55155-1606

MICHELE TIMMONS, REVISOR OF STATUTES
LEGIS COM/OFC EXECUTIVES
LCC-LEG COORDINATING COMM
700 STATE OFFICE BUILDING
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ST. PAUL MN 55155

THE HONORABLE MARGARET ANDERSON
KELLIHER, CHAIR
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THE HON. DAVID J. TOMASSONI, CHAIR
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ECONOMIC DEV. BUDGET DIVISION
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CAPITOL BUILDING, ROOM 317
ST. PAUL MN 55155-1606

THE HONORABLE TOM RUKAVINA, CHAIR
STATE REPRESENTATIVE
HIGHER EDUCATION & WORKFORCE DEV.
POLICY & FINANCE DIVISION
477 STATE OFFICE BUILDING
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ST. PAUL MN 55155

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, states:

By December 1 of each year, an agency must submit to the governor, the legislative coordinating commission, the policy and funding committees and divisions with

jurisdiction over the agency, and the revisor of statutes, a list of any rules or portions of rules that are obsolete, unnecessary, or duplicative of other state or federal statutes or rules. The list must also include an explanation of why the rule or portion of the rule is obsolete, unnecessary, or duplicative of other state or federal statutes or rules. By December 1, the agency must either report a timetable for repeal of the rule or portion of the rule, or must develop a bill for submission to the appropriate policy committee to repeal the obsolete, unnecessary, or duplicative rule. Such a bill must include proposed authorization to use the expedited procedures of section 14.389 to repeal or amend the obsolete, unnecessary, or duplicative rule. A report submitted under this subdivision must be signed by the person in the agency who is responsible for identifying and initiating repeal of obsolete rules. The report must also identify the status of any rules identified in the prior year's report as obsolete, unnecessary, or duplicative. If none of an agency's rules are obsolete, unnecessary, or duplicative, an agency's December 1 report must state that conclusion.

The Plumbing Board has identified that the following portions of rules are obsolete, unnecessary, or duplicative and should be repealed:

1. Minn. Rule 4715.3150. Fees.

Subp. 1. Examination application fee.

Minn. Stat. § 326B.49, subd. 1 (previously numbered section 326.42), was amended in 2007 to specify the examination fee for master and journeyman plumber examinations. See Minn. Laws 2007, article 6, section 8. Subpart 1 of Minn. Rule 4715.3150 is therefore duplicative.

2. Minn. Rule 4715.3160. Expiration of License.

Subp. 3. Fee for filing bond and insurance.

Minn. Stat. § 326B.46, subd. 4 (previously numbered section 326.40), was amended in 2007 to specify the fee for filing a plumbing bond. See Minn. Laws 2007, article 6, section 8. Subpart 3 of Minn. Rule 4715.3160 is therefore duplicative.

The Plumbing Board is currently in the process of repealing these duplicative provisions. These provisions should be repealed within a year.

November 20, 2008
Page 3

In 2007, the Plumbing Board did not submit an obsolete rules report. The Plumbing Board was created by the Legislature in 2007.

Sincerely,



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