

November 26, 2024

The Honorable Tim Walz
Governor

Senator Bobby Joe Champion,
Chair, Legislative Coordinating
Commission
Chair, Jobs and Economic Development
Committee

Senator Jennifer McEwen, Chair,
Labor Committee

Ryan Inman
Revisor of Statutes

Representative Michael Nelson, Chair
Labor and Industry Finance and Policy
Committee

Representative Melissa Hortman, Vice Chair,
Legislative Coordinating Commission

Representative Jay Xiong, Chair
Workforce Development Finance and Policy
Committee

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

Dear Governor Walz, Senators, Representatives, and Revisor Inman:

Minnesota Statutes, section 14.05, subdivision 5, directs the Minnesota Department of Labor and Industry to report to you by December 1st 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of Labor and Industry is reporting that the following rules, are obsolete, unnecessary, or duplicative and should be repealed.

Minnesota Rules, Part 5200.0320, Subpart 8; Responsibilities of Apprentices: Subpart 8 of this rule requires that apprentices shall agree to be punctual and regular in attendance, and to endeavor best of their ability to perfect the required skills in the chosen craft. Minnesota Statutes, section 178.036, subdivision 11, imposes the same requirements on apprentices. Therefore Minnesota Rules, part 5200.0320, subpart 8 is duplicative. This rule was identified as duplicative in the Department's 2023 report. We will seek repeal of this rule either through 2025 legislation or through Minnesota Statutes, section 14.3895.

Minnesota Rules, Part 5220.2840, Subparts 1-5; Failure to Make Payment or Report to Special Fund; Penalty: Subparts 1 through 5 of this rule detail due dates and penalties related to the Special Compensation Fund's annual assessment process. This process, including due dates and penalties, was updated and codified into statute under Minnesota Statutes, section 176.129, which was last amended in 2024. *See* Laws of Minnesota 2024, chapter 97, section 10. Therefore, Minnesota Rules, part 5220.2840, subparts 1-5 are obsolete. Subparts 1-4 of this rule

were identified as obsolete in the Department's 2023 report. We will seek repeal of this rule either through 2025 legislation or through Minnesota Statutes, section 14.3895.

Last year the department also identified the following rule as obsolete:

Minnesota Rules, Part 5200.0400; Apprenticeship Committee Rules: Apprenticeship programs and committees were previously governed by Minnesota Statutes, section 178.05, which was repealed in 2014. New statutes were passed governing apprenticeship programs, but not committees. Therefore, Minnesota Rules, part 5200.0400 was obsolete, and was repealed through 2024 legislation. *See* Laws of Minnesota 2024, chapter 110, article 4, section 25.

Very truly yours,



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