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MINNESOTA DEPARTMENT OF
LABOR & INDUSTRY

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November 29, 2007

The Honorable Tim Pawlenty
Governor

The Honorable Margaret Anderson Kelliher,
Chair,
State Representative
Legislative Coordinating Commission

The Honorable Joe Atkins, Chair
State Representative
Commerce & Labor

The Honorable David J. Tomassoni, Chair,
State Senator
Economic Development Budget Committee

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

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

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, states:

> By December 1 of each year, an agency must submit to the governor, the legislative coordinating commission, the policy and funding committees and division 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 The list must also include an explanation of why the rule or portion of the rule is obsolete, unnecessary, or duplicative of other state or federal statutes or rules.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

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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 Department of Labor and Industry is reporting at this time, we can identify no new rules that are obsolete, unnecessary, or duplicative and that should be repealed.

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

Minn. R. 1330.0100 - 1330.2100, Fallout Shelters. This chapter was repealed effective October 29, 2007.

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 Alsides

Laura Alsides
Legal Analyst
Legal Services Division
Department of Labor & Industry