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

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ST. PAUL MN 55155

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CAPITOL BUILDING, ROOM 322
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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 The list must also include an explanation of why the rule or portion of the rule is obsolete, unnecessary, or duplicative of other state or federal statutes or rules.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 Board of Electricity has identified that the following portions of rules are obsolete, unnecessary, or duplicative and should be repealed:

Minn. Rule 3800.3500. **Definitions**.

Subp. 2. **Elevator constructor**: This subpart is obsolete because the definition has been moved to statute. *See* Minn. Stat. § 326B.31, subd. 18 (2008).

Subp. 6. **Lineman**: This subpart is obsolete because the definition has been moved to statute. *See* Minn. Stat. § 326B.31, subd. 20 (2008).

Subp. 7. **Maintenance electrician**: This subpart is obsolete because the definition has been moved to statute. *See* Minn. Stat. § 326B.31, subd. 21 (2008).

Subp. 9. **Master elevator constructor**: This subpart is obsolete because the definition has been moved to statute. *See* Minn. Stat. § 326B.31, subd. 22 (2008).

Subp. 11. **Personal on-the-job supervision and job**: This subpart is obsolete because the phrase "personal on-the-job supervision" has been replaced in statute with the term "direct supervision," which is defined in Minn. Stat. § 326B.31, subd. 16 (2008).

The Board of Electricity is currently in the process of repealing these obsolete definitions. These provisions should be repealed within a year.

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

Sincerely,

Wendy Willson Legge
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