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THE MINNESOTA BOARD OF ARCHITECTURE, ENGINEERING, LAND SURVEYING,
LANDSCAPE ARCHITECTURE, GEOSCIENCE & INTERIOR DESIGN

November 17, 2010

Governor Tim Pawlenty
Office of the Governor

Michele Timmons
Revisor of Statutes

Mr. Greg Hubinger, Director
Legislative Coordinating Commission

Representative Anthony Sertich
House Majority Leader

Senator Lawrence Pogemiller
Senate Majority Leader

Representative Joe Atkins, Chair
Commerce and Labor Committee

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

Senator Linda Scheid, Chair
Commerce and Consumer Protection
Committee

Senator David Tomassoni, Chair
Economic Development and Housing Budget
Division

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

Minnesota Statutes, section 14.05, subdivision 5, directs the Board of Architecture, Engineering, Land Surveying, Landscape Architecture, Geoscience and Interior Design ("Board") 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 Board has previously declared its intention to repeal the following rules:

> Minnesota Rules, Chapter 1800.0200, paragraph A, clause (3): "pursuant to Minnesota Statutes, section 326.10, subdivision 1, paragraph (b), as it applies to geoscientists who seek licensure within one year after August 4, 1997." This rule is in reference to the "grandparenting" period for licensure in the discipline of geoscience. The time frame for licensure through grandparenting has expired.

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The next four rules or parts of rules are in reference to the "grandparenting" rule identified above:

Minnesota Rules, Chapter 1800.0500, Subpart 7, paragraph F: "for each application for licensure within a geoscience discipline by submission of records under Minnesota Statutes, section 326.10, subdivision 1, paragraph (b), a fee of $100;"

Minnesota Rules, Chapter 1800.0800, paragraph J, in part: "...and 326.10, subdivision 1, paragraph (b)."

Minnesota Rules Chapter 1800.3910, Subpart 1, in part: "...or those geoscientists who are qualified for licensing by submission of records as defined in Minnesota Statutes, section 326.10, subdivision 1, paragraph (b), by applying for licensure within one year after August 4, 1997, and meet the requirements in this part."

Minnesota Rules Chapter 1800.3910, Subpart 7.

The following rule is duplicative of the requirements spelled out in Minnesota Statute §326.10, Subdivision 1, paragraph (a), clause (2): "...in which the requirements for registration or licensure of architects, engineers, land surveyors, landscape architects, geoscientists, or certified interior designers, respectively, at the time of registration or licensure in the other jurisdiction, were equal, in the opinion of the board, to those fixed by the board and by the laws of this state, and in which similar privileges are extended to the holders of certificates of registration or licensure issued by this state..."

Minnesota Rules, Chapter 1800.0800, paragraph I, in part: "The applicant shall meet the certification requirements that were in effect in Minnesota at the time of the applicant's original licensure or certification in the other state, territory, or the District of Columbia..."

The timetable for this process has been suspended until the other two rule packages that the Board is currently engaged in have been completed. The Board has reviewed its rules and found no others that have become obsolete, unnecessary or duplicative over the course of the last year.

We look forward to working with you during this legislative session. We appreciate your dedication during difficult financial times and support your efforts. If you have any questions regarding this report, please contact me at 651-757-1511.

Sincerely,

Doreen Frost

Doreen Frost
Executive Director

cc: Kristine Kubes, JD, Public Member, Board Chair