

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

FOR THE MINNESOTA DEPARTMENT OF LABOR AND INDUSTRY

In the Matter of the Proposed Rules of
the Minnesota Department of Labor
and Industry Relating to the
Residential Energy Code

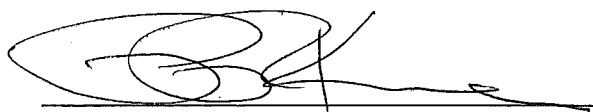
**ORDER OF CHIEF ADMINISTRATIVE
LAW JUDGE ON REVIEW OF
RULES UNDER MINNESOTA
STATUTES, SECTION 14.26, SUBD.
3(b)**

The Minnesota Department of Labor and Industry ("Department") has adopted the above-entitled rules pursuant to Minnesota Statutes, section 14.26. On December 9, 2008, the Office of Administrative Hearings received the documents filed by the agency as required by Minnesota Statutes, section 14.26 and Minnesota Rules, part 1400.2310. The Department supplemented the record on December 22, 2008. On December 31, 2008, the Administrative Law Judge issued the Order on Review of Rules under Minnesota Statutes, Section 14.26. As set forth in the December 31, 2008 Order, a portion of the rules was disapproved.

Based upon a review of the written submissions and filings, Minnesota Statutes, Minnesota Rules, and the December 31, 2008 Order,

IT IS HEREBY ORDERED: that the findings of the Administrative Law Judge in the December 31, 2008, Order on Review of Rules under Minnesota Statutes, Section 14.26, regarding the disapproval of portions of the rules are approved. The reasons for the disapproval of the rules and the changes recommended to correct the defects found are as set forth in the attached Order.

Dated this 2nd day of January, 2009.



RAYMOND R. KRAUSE
Chief Administrative Law Judge