

October 23, 2019

**VIA EMAIL ONLY**

Wendy Wilson Legge  
Department of Labor and Industry  
443 Lafayette Ave N  
Saint Paul, MN 55155  
[wendy.legge@state.mn.us](mailto:wendy.legge@state.mn.us)

**Re: *In the Matter of the Proposed Rule Relating to Chapter 1305 -  
Commerical Building Code*  
OAH 8-9001-35629; Revisor R-4509**

Dear Ms. Wilson Legge:

Enclosed please find the **CHIEF ADMINISTRATIVE LAW JUDGE'S ORDER ON REVIEW OF RULES UNDER MINN. STAT. § 14.26, SUBD. 1 (2018) AND MINN. R. 1400.2300, SUBP. 8 (2019)** in the above-entitled matter.

If you have any questions regarding this matter, please contact Sheena Denny at (651) 361-7881, [sheena.denny@state.mn.us](mailto:sheena.denny@state.mn.us) or via facsimile at (651) 539-0310.

Sincerely,



LISA ARMSTRONG  
Legal Assistant

Enclosure

cc: Office of the Revisor of Statutes  
Legislative Coordinating Commission

STATE OF MINNESOTA  
OFFICE OF ADMINISTRATIVE HEARINGS

In the Matter of the Proposed Rules of the  
Department of Labor and Industry Governing  
the Adoption of the International Building  
Code, Minnesota Rules Chapter 1305

**CHIEF ADMINISTRATIVE LAW  
JUDGE'S ORDER ON REVIEW OF  
RULES UNDER MINN. STAT.  
§ 14.26, SUBD. 1 (2018) AND  
MINN. R. 1400.2300, SUBP. 8 (2019)**

This matter came on for review by the Chief Administrative Law Judge pursuant to Minn. Stat. § 14.26, subd.1 and Minn. R. 1400.2300, subp. 8.

On October 2, 2019, the Office of Administrative Hearings (OAH) received submissions from the Minnesota Department of Labor and Industry (Department) seeking review and approval of proposed revisions to Chapter 1305 of Minnesota Rules. These submissions were made pursuant to Minn. Stat. § 14.26 and Minn. R. 1400.2310.

On October 7, 2019, the Administrative Law Judge issued the Order on Review of Rules. As set forth in that Order, the rules were approved for legality, albeit with one non-binding technical suggestion.

The Department reviewed the Administrative Law Judge's suggestion and sought to further revise the proposed rules so as to reflect a modification that had not been earlier published in the State Register. On October 17, 2019, OAH received a set of revised submissions under Minn. Stat. § 14.26, subd.1 and Minn. R. 1400.2300, subp. 8.

Based upon a review of the written submissions and filings, and the revised draft Order of the Department,

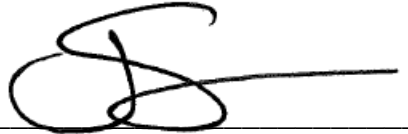
**IT IS HEREBY DETERMINED:**

1. The agency has the statutory authority to adopt the rules.
2. The rules were adopted in compliance with all of the procedural requirements of Minnesota Statutes, chapter 14, and Minnesota Rules, chapter 1400.
3. The final proposed rules are not substantially different from those published in the *State Register* on August 12, 2019.

**IT IS HEREBY ORDERED THAT:**

The proposed rules, dated August 12, 2019, and revised by the Department's draft Order, are approved as to legality.

Dated: October 23, 2019

A handwritten signature in black ink, consisting of a large, stylized 'S' followed by a horizontal line extending to the right.

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JENNY L. STARR  
Chief Administrative Law Judge