

Chapter: 68

Session: 2017 Regular Session

Topic: Department of Labor and Industry housekeeping

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Overview

Makes a variety of housekeeping changes for the Department of Labor and Industry, primarily relating to construction codes and licensing, the Combative Sports Commission, and the Occupational Safety and Health Administration.

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Article 1: Housekeeping

- 1 **Time of day, high school students.** Extends restricted work hours to high school students age 18 or older (these restrictions already apply to students less than 18 years old) unless the student provides a written request to the employer to work during the restricted hours.
- 2 **Applicant information restrictions; agency shutdown requirements.** Removes outdated references to a licensing requirement that was repealed in 2015.
- 3 **Violations.** Removes reference to a licensing requirement that was repealed in 2015 and other unnecessary language.
- 4 **Incomplete license applications.** Modifies the process for the department to respond to incomplete license applications. Previously, an applicant had 90 days to correct deficiencies after being notified the application was incomplete; this act changes that to 30 days. Also, previously, if the deficiency was not corrected in time, the applicant got a notice of denial from the department; under this act the application will not proceed, but there will be no notice of denial.
- 5 **Interpretative authority.** Clarifies that the High Pressure Piping Code is part of the State Building Code.
- 6 **Continuing education requirements; extension of time.** Describes continuing education requirements in actual hours of instruction rather than “units.” Requires that a certified

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building official-limited accumulate the same hours of continuing education as a certified building official, including during the first two years of certification.

- 7 **Master elevator constructor.** The department’s summary states that this “eliminates transitional language allowing master elevator constructors to be exempt, until January 1, 2014, from certain elevator construction laws enacted in 2013.”
- 8 **Journeyman elevator constructor.** The department’s summary states that this “eliminates transitional language allowing journeyman elevator constructors to be exempt, until January 1, 2014, from certain elevator construction laws enacted in 2013.”
- 9 **Registration of unlicensed individuals.** The department’s summary states that this “eliminates transitional language allowing registered unlicensed elevator electrical workers to be exempt, until July 31, 2013, from certain elevator construction laws enacted in 2013.”
- 10 **Contractor’s license required.** The department’s summary states that this “eliminates transitional language that allowed elevator electrical contractors licensed under prior law as of July 31, 2013, to perform the work of elevator contractors without a license under the elevator construction laws enacted in 2013.”
- 11 **Ban on lead in plumbing.** Adds a word “not” that was accidentally left out when the section was amended in 2016. Uncorrected, the section appeared to require the use of lead in plumbing for drinking water despite a mention of prohibiting lead later in the same section.
- 12 **Bond; insurance.** Clarifies that the requirement applies to all plumbing bonds, not just bonds for both plumbing and subsurface sewage treatment work.
- 13 to 24 Replaces references to “contracting high pressure pipefitter” with “master high pressure pipefitter” and references to “high pressure piping business license” with “high pressure piping contractor license” for greater consistency with the nomenclature of other licenses issued by the department. Many conforming changes involved.
- 25 **Revisor’s instruction.** Instructs the revisor to renumber a rule to update the statutory reference.
- 26 **Revisor’s instruction.** Instructs the revisor to replace the term “journeyman” with “journeyworker” wherever it appears in the chapter in order to remove the reference to gender.
- 27 **Repealer.** Paragraph (a) repeals a subdivision setting plan review and inspection fees for “Utility Interconnected Wind Generation Installations;” and paragraph (b) repeals several obsolete rules that either referred to licenses that were repealed in 2015 or have been moved to another chapter.

Article 2: Combative Sports

- 1 **Rules.** Incorporates by reference the Unified Rules of Mixed Martial Arts, as promulgated by the Association of Boxing Commissions and amended August 2, 2016, though chapter 341 governs in the event of a conflict with the Unified Rules.

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- 2 **Commissioner duties.** Extends the mandatory rest period for a combatant after a contest from seven days to 14 days.
- 3 **Fee schedule.** Requires promoters to pay license fees at least six weeks before a contest and all other license fees to be paid no later than the weigh-in before the contest. Requires all fees be paid and all prelicensure requirements satisfied before a license can be issued. Allows seven days rather than 24 hours after a contest to pay contest fees over \$1,500.

Article 3: Occupational Safety and Health Administration

- 1 **Standard industrial classification list.** Corrects “employee” to “employer” to fix a typographical error.
- 2 **Department’s authority; cooperation with other departments.** Deletes obsolete language.