



Minnesota Board of Barber Examiners

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November 21, 2016

Governor Mark Dayton
130 State Capitol
75 Rev Dr. Martin Luther King Jr. Blvd
St. Paul, Minnesota 55155-1606

Mr. Greg Hubinger, Director
Legislative Coordinating Commission
51 State Office Building
100 Rev Dr. Martin Luther King Jr. Blvd
St. Paul, Minnesota 55155

Ms. Michele Timmons
Revisor of Statutes
700 State Office Building
100 Rev Dr. Martin Luther King Jr. Blvd
St. Paul, Minnesota 55155

Senator Tom Saxhaug, Chair
State Departments and Veterans Division
State Capitol: Room 328
75 Rev Dr. Martin Luther King Jr. Blvd
St. Paul, Minnesota 55155

Representative Sarah Anderson, Chair
State Government Finance
583 State Office Building
100 Rev. Dr. Martin Luther King Jr. Blvd.
St Paul, MN 55155

Subject: Annual Report of Obsolete, Unnecessary, or Duplicative Rules per Minnesota Statutes
14.05(5)

Subd. 5. **Review and repeal of rules.**

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 The list must also include an explanation of why the rule or portion of the rule is obsolete, unnecessary, or duplicative of other state or federal statutes or rules.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 also must 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 Barber Examiners has conducted a review of its Administrative Rules in Minnesota Chapter 2100 and finds the following obsolete, unnecessary, or duplicative rules:

The following rules have been rendered obsolete by the enactment of 2016 Session Law, Chapter 189, Article 13, sections section 29 to 52 which eliminated the apprentice requirements rendering all Administrative Rules related to barber apprenticeship obsolete.

Minnesota Administrative Rules Chapter 2100
Board of Barber Examiners
Licensing, Registration, and Operation

Registered Apprentices: Sections 2100.0200 – 2100.1700 – Obsolete
2100.3200 Failure of Examination; Additional Apprentice practice – Obsolete
Part of section 2100.0100 Definitions; Subp 3 delete “registered apprentice”
Part of section 2100.2600 Application for Examination; as relates to hours of supervision as an apprentice.
Part of section 2100.2700 Nonresident Barbers; Qualifications, parts C. & D
Part of section 2100.7900 Medical Treatment; delete “apprentice barber”
Part of section 2100.8800 Responsible for Violations; delete “apprentice barbers”
Part of 2100.9300 Fees; Subp 4 (A) delete “apprentices”

The Minnesota Board of Barber Examiners is beginning the process of expedited rule making per rule making authority granted by 2016 Session Law, Chapter 189, Article 13, sections section 68. The Revisor’s Office has assigned Rule Number R-04439 to this project. R-04439 which will include repeal of the above identified obsolete rules related to the enactment of 2016 Session Law, Chapter 189.

In Addition, the Minnesota Board of Barber Examiners has identified additional obsolete rules:

2100.5400 Corporations Prohibited; This rule is outdated, to conduct business, and protect personal assets, some form of incorporation is required in today’s marketplace.

2100.5800 Student Aptitude Test; The student aptitude test for barbering previously approved by the Board has been out of print for several years and is no longer available. The Board seeks to delegate this determination to the schools.

The Minnesota Board of Barber Examiners plans to begin additional rulemaking within the next year to address these obsolete rules and additional rulemaking per Minnesota Chapter 14.

Respectfully,



Thora G. Fisko, Ed.S.,
Executive Secretary
Minnesota Board of Barber Examiners
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