

STATE OF MINNESOTA
OFFICE OF ADMINISTRATIVE HEARINGS

FOR THE DEPARTMENT OF LABOR AND INDUSTRY

In the Matter of the Proposed Rules of the
Department of Labor and Industry
Governing Radon Gas Mitigation Control
Methods in Residential Buildings and the
Minnesota Residential Energy Code,
Minnesota Rules parts 1303.2400-
1303.2403 and 1322.0010-1322.2400

**ORDER ON REVIEW OF
RULES UNDER
MINN. STAT. § 14.26**

The Minnesota Department of Labor and Industry (Department) is seeking review and approval of the above-entitled rules, which were adopted by the Department pursuant to Minn. Stat. § 14.26. On June 6, 2014, the Office of Administrative Hearings (OAH) received the documents that must be filed by the Department under Minn. Stat. § 14.26 and Minn. R. 1400.2310. Based upon a review of the written submissions and filings, Minnesota Statutes and Rules,

IT IS HEREBY ORDERED:

1. The Department has the statutory authority to adopt the rules.
2. The rules were adopted in compliance with the procedural requirements of Minnesota Statutes, Chapter 14, and Minnesota Rules, Chapter 1400.
3. The Department amended Parts 1322.0402, subpart 1 and 1322.0500 in its proposed rules as published with the Notice on the Department's website.¹ The amendments were made in response to public comments. Neither amendment causes the rule to be substantially different under Minn. Stat. § 14.05, subd. 2, from the proposed rule as published with the Notice on the Department's website.
4. The record demonstrates the rules are needed and reasonable.
5. The rules are **APPROVED**.

Dated: June 11, 2014

s/LauraSue Schlatter

LAURASUE SCHLATTER
Administrative Law Judge

¹ See Department's Letter to Administrative Law Judge (June 6, 2014), Exs. L (rules as adopted dated 6/2/14) and N (unsigned Order Adopting Rules).